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HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, January 7th. 1867

2

GENERAL ORDERS,
No. 1.

With allowance for the exceptional circumstances of field operations in our central deserts, and in winter, there appears a tendency to extravagance in transportation.

Companies changing post will be allowed, if on hand and disposable, two wagons each, for all company baggage, spare ammunition, forage for the teams, and five days rations. In campaign the officer in chief command, all circumstances permitting, will allow as a maximum, one wagon to a company, carrying several days rations.

The men, in messes of six or seven, must carry their mess furniture, except a mess pan.

For Officers, only small mess chests, blankets, and a valise each, not larger than a knapsack will be carried. When pack trains are used, the allowance will be on a smaller scale.

Infantry on occasion will carry in haversack three or four days rations: Cavalry, if necessary, more. Under some circumstances, the troops may be expected to live on beef cattle alone: in such case the Commanding Officer should, if practicable, issue four pounds to the ration.

By COMMAND OF BREVET MAJOR GENERAL COOKE.

H. G. LITCHFIELD.

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Aide-de-Camp
ABBY WALKER
COLLIER

YRABILL
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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, January 10th, 1867.

GENERAL ORDERS, }
No. 2. }

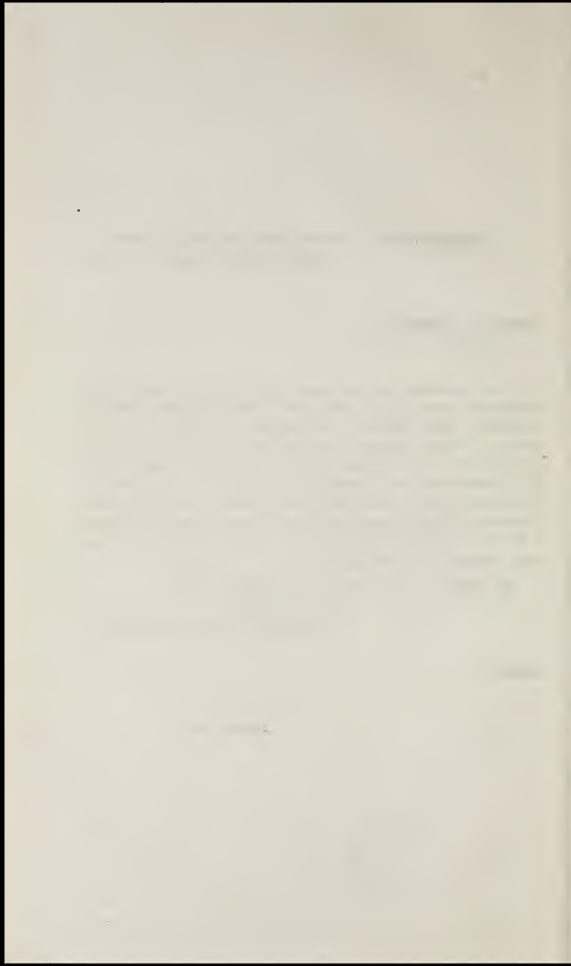
It not appearing from the record of the Garrison Court Martial, held at Fort Laramie, D. T., pursuant to Par. I. Special Orders No. 303, dated "Head Quarters, Fort Laramie, D. T., Dec. 25th. 1866," that the order convening the Court was read in the presence of the accused in the cases of Sergeant Tim. Dwier, Privates James Gafney, F. D. Russell and Wm. F. Hancock, Company B; Private Wm. H. Reynolds, Company C; Corporal M. R. Howard, Private John Ferris, Company G, 18th Infantry, and Private Mervin Clawson, Company L, 2d Cavalry, it is a fatal defect, and the proceedings are null and void—[See Holt's Digest, page 202.

BY COMMAND OF BREVET MAJOR GENERAL COOKE.

H. G. LITCHFIELD,
Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska Territory, January 14th, 1867.

GENERAL ORDERS, }
No. 3. }

I. Before a General Court Martial, which convened at Fort Laramie, D. T., on the Twelfth day of December, 1866, pursuant to "Special Order, No. 114. Head Quarters Department of the Platte," dated Omaha, Nebraska, November 24th, 1866, and of which Brevet Brigadier General LNNIS N. PALMER, Lieutenant Colonel 2nd U. S. Cavalry, is President, were arraigned and tried :

1st. Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST :

NEGLECT OF DUTY.

SPECIFICATION:—In this, that he, Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, having been placed in charge of a party at the lime-kiln at Warm Springs near this Post, by competent authority, with instructions to take the proper measures to secure the safety of the men and animals entrusted to his care, did neglect and fail to take any measures to preserve the public animals from marauding Indians; by which neglect five mules, the property of the United States, were stolen by the Indians, and lost to the Government. This at Warm Springs, D. T., on or about the 8th day of October, 1866.

CHARGE 2ND :

DISOBEDIENCE OF ORDERS.

SPECIFICATION 1ST:—In this, that he, Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, having been ordered by Bvt Col. G. B. Dandy, Assistant Quartermaster U. S. A., and Post Quartermaster at Fort Laramie, to keep a sentinel always on the look out, on some high points near the lime-kiln, to observe indications of hostile Indians, did fail and neglect to obey said order. This at Warm Springs, D. T., on or about the 8th day of October, 1866.

SPECIFICATION 2ND:—In this, that the said Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, having been ordered by

the Post Quartermaster, B't Col. G. B. Dandy, A. Q. M., U. S. A., to cause the public animals at the lime-kiln to be at all times properly herded and guarded, did neglect and fail to obey said order. This at Warm Springs, D. T., on or about the 8th day of October, 1866.

SPECIFICATION 3D:—In this, that the said Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, having been ordered to return to the post of Fort Laramie with his party and public property, and report in person on his arrival to B't Col. G. B. Dandy, A. Q. M., U. S. A.,—this order having been given him in writing, by the said B't Col. Dandy—did fail to report as ordered. This at Fort Laramie, D. T., on or about the 10th day of October, 1866.

To which charges and specifications the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature deliberation, find the prisoner as follows:

Of the Specification, 1st Charge, - - - - *"Not Guilty."*

Of the 1st Charge, - - - - - *"Not Guilty."*

Of the 1st Specification, 2nd Charge, - - - - *"Guilty."*

Of the 2nd Specification, 2nd Charge, - - - - *"Guilty."*

Of the 3d Specification, 2nd Charge, - - - - *"Guilty."*

(but no criminality attached thereto.)

Of the 2nd Charge, - - - - - *"Guilty."*

And the Court does therefore sentence him, Corporal Darby Feely, Co. "E," 1st Battalion, 18th U. S. Infantry, "to be reduced to the ranks as a private soldier, and to forfeit ten (10) dollars of his monthly pay per month, for the period of twelve months."

Proceedings approved: on recommendation of seven members of the Court, the stoppage of pay is remitted. Corporal Feely will be restored to duty as a private.

2nd. Private Garard Riley, Co. "C," 1st Battalion, 18th U. S. Infantry, on the following charge and specification:

CHARGE:

THEFT.

SPECIFICATION:—In this, that he, Private Garard Riley, Co. "C," 1st Battalion, 18th U. S. Infantry, did steal from a citizen named I. Boid, near Laclede Mail Station, in the Territory of Dakota, one watch, value unknown: all this on the Thirtieth day of August, 1866, while the company to which said Riley belongs, was en route from Camp Douglas, U. T., to Denver, C. T.

To which charge and specification the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, having maturely considered the evidence adduced, finds him *"Guilty,"* as charged, and does therefore sentence him, Private Garard Riley, Co. "C," 1st Battalion, 18th U. S. Infantry, "to be dishonorably discharged the service, forfeiting all pay and allowances that are or may become due, and to be confined two years in such Penitentiary as the General commanding may direct."

The Court failed in this case to take any evidence as to the value of the watch; necessary to class the crime, as petit or grand larceny, to which the law awards different scales of punishment:—the sentence is confirmed, but mitigated to confinement, at hard labor, under guard, for four months: with a forfeiture of all pay and allowances due him, and fourteen dollars of his monthly pay for that period; and at its expiration, to be dishonorably discharged.

3d. Private Charles Adams, Co. "L," 2d U. S. Cavalry: charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature deliberation upon the evidence adduced, finds the prisoner *"Guilty,"* as charged, and does therefore sentence him, Charles Adams, Private Co. "L," 2nd U. S. Cavalry, "to forfeit all pay and allowances due, or that may become due, except the just dues of the Sutler and Landdress, and to serve the remainder of his enlistment in such State Prison as the General commanding may direct, and to be dishonorably discharged the service."

Proceedings approved: sentence confirmed, but mitigated to a forfeiture of all pay and allowances due at date of this order; to be confined under guard at hard labor for six months, forfeiting fifteen dollars a month of his pay for the same period. This sentence to be carried into execution by the commander of Fort Laramie.

4th. Private Charles H. Lee, Co. "L," 2d U. S. Cavalry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

LARCENY.

SPECIFICATION, 2ND CHARGE:—In this, that he, the said Charles H. Lee, Private of Co. "L," 2nd U. S. Cavalry, did feloniously steal the following article of clothing, with intent to appropriate the same to his own use and benefit: one (1) Blouse of the value of four dollars and eighty cents (\$4.80); the property of James A. Boyle, Sergeant Co. "L," 2nd U. S. Cavalry. This at Fort Ellsworth, Kansas, on or about the 15th day of July, 1866.

To which charges and specification, the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court after mature consideration of the evidence adduced, finds the prisoner as follows:

Of the Specification, 1st Charge, - - - - - *"Guilty."*

Of the 1st Charge, - - - - - *"Guilty."*

Of the Specification, 2nd Charge, - - - *"Not Guilty."*

Of the 2nd Charge, - - - - - *"Not Guilty."*

And does therefore sentence him, Private Charles H. Lee, Co. "L," 2nd U. S. Cavalry, "to forfeit all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress, and to serve the remainder of his enlistment in such Penitentiary as the General commanding may direct, and to be dishonorably discharged the service."

Proceedings approved; sentence confirmed, but mitigated to a forfeiture of all pay and allowances due him at date of this order, and fifteen dollars a month for six months; during this period to be confined at hard labor, under guard. This sentence to be carried into effect by the commander of Fort Laramie.

5th. Private William McGarrity, Co. "F," 2nd U. S. Cavalry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

THEFT.

SPECIFICATION, CHARGE 2ND:—In this, that he, the said Private

William McGarrity, Co. "F," 2nd U. S. Cavalry, did steal a U. S. horse from the stable where the horses of the Band of the 2nd U. S. Cavalry were kept, and did retain the said horse in his possession until he was apprehended on the horse, by a party sent in pursuit. All this at Fort Riley, Kansas, on or about June the 20th 1866.

To which charges and specifications the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him *"Guilty,"* as charged, and does therefore sentence him, Private William McGarrity, Co. "F," 2nd U. S. Cavalry, "to be confined for remainder of enlistment in such Penitentiary as the General commanding may direct; forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress, and to be dishonorably discharged the service."

The proceedings of the Court on the first charge, in this case, are disapproved. "It is held that escaping from confinement, while under sentence of a Military Court, does not constitute the crime of desertion" (Holt's Digest of opinions, p. 77). A man escaping a degrading punishment for one of the highest crimes, and under the strongest guard, cannot be regarded as abandoning the Military service, which is a status of honor.

It is impossible to approve a sentence of confinement for "the remainder of his enlistment" in a Penitentiary, both because it would be a degradation for a convict to remain on the rolls of the army; and that the Court offering no record of the length of time, it is unknown what is the extent of the punishment awarded. The proceedings under the second Charge are disapproved.

The prisoner will be remanded to undergo what remained of his former sentence when he escaped.

6th. Private John Swords, Co. "F," 2nd. U. S. Cavalry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

THEFT.

SPECIFICATION, CHARGE 2ND:—In this that he, Private John

Swords, Co. "F," 2nd U. S. Cavalry, did steal a horse, the property of the United States, for the purpose of desertion. This on or about the 2nd day of September, 1866, at Fort Ellsworth, Kansas.

To which charges and specifications the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner, and finds him "*Guilty*" as charged, and does therefore sentence him, Private John Swords, Co. "F," 2nd U. S. Cavalry, "to be confined during the remainder of his enlistment, in the Post Guard House, then to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress. The Court is thus lenient on account of the previous good character, and length of service of the prisoner."

In this case the Court commits the error so *very* often reprovèd—of usurping in a great degree the power of pardon and mitigation of sentence, instead of making, individually, a recommendation to the authority legally authorised. The sentence is confirmed, and will be carried into effect by the commander of Fort Laramie.

7th. Private William H. Gilliland, Co. "C," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

LARCENY.

SPECIFICATION, CHARGE 2ND:—In this, that he, Private William H. Gilliland, Co. "C," 1st Battalion, 18th U. S. Infantry, did, at the time of his desertion from Fort Aubrey, Kansas, on or about April 10th, 1866, steal one Springfield Rifle and accoutrements, the property of the United States, and did fail to return the same to the United States.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "*Guilty.*"

To the 1st Charge, - - - - - "*Guilty.*"

To the Specification, 2nd Charge, - - - - - "*Guilty.*"

(*except the word "accoutrements."*)

To the 2nd Charge, - - - - - "*Guilty.*"

SENTENCE.

The Court after mature deliberation upon the evidence adduced, finds the prisoner "*Guilty*" as charged, and does therefore sentence him, Private William H. Gilliland, Co. "C," 1st Battalion, 18th U. S. Infantry, "to be confined in such Penitentiary as the General commanding may direct, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress, for the remainder of his enlistment and then to be dishonorably discharged the service."

Proceedings approved: and on the recommendation of all the members of the Court, that his sentence be remitted "on account of "his service in the war, his long confinement, and his good character "previons to his desertion." it is mitigated to a forfeiture of pay and allowances to the date of this order: he will be returned to duty.

8th. Private Enoch Steers, Co. "C," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

LARCENY.

SPECIFICATION, 2ND CHARGE:—In this, that he, Private Enoch Steers, Co. "C," 1st Battalion, 18th U. S. Infantry, did, at the time of his desertion from Fort Aubrey, Kansas, on or about April seventh, 1866, steal one mule, with riding accoutrements, and one Springfield rifle and accoutrements; all the property of the United States, and did fail to return the same to the United States.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge. - - - - - "*Guilty.*"

To the 1st Charge, - - - - - "*Guilty.*"

To the Specification, 2nd Charge, - - - - - "*Not Guilty.*"

To the 2nd Charge, - - - - - "*Not Guilty.*"

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*," as charged, and does therefore sentence him, Private Enoch Steers, Co. "C," 1st Battalion, 18th U. S. Infantry, "to be confined at hard labor in such Penitentiary as the General commanding the Department may direct, for the period of three years, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress, and to be dishonorably discharged the service of the United States."

Proceedings on first charge and specification approved: the Court having admitted much hearsay evidence on the second charge, the proceedings on that charge and specification are disapproved. The sentence is mitigated to a forfeiture of all pay and allowances due at date of this order, to be confined under guard at hard labor, for six months forfeiting fifteen dollars of his monthly pay for the same period. This sentence to be carried into execution by the commander of Fort Laramie.

9th. Private William D. Garzee, Co. "C," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

LARCENY.

SPECIFICATION, CHARGE 2ND:—In this, that he, Private William D. Garzee, Co. "C," 1st Battalion, 18th U. S. Infantry, did, at the time of his desertion from Fort Aubrey, Kansas, on or about April 7th, 1866, steal one mule with riding accoutrements, and one Springfield Rifle and accoutrements, all the property of the United States, and did fail to return the same to the United States.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "*Guilty.*"

To the 1st Charge, - - - - - "*Guilty.*"

To the Specification, 2nd Charge, - - - - - "*Not Guilty.*"

To the 2nd Charge, - - - - - "*Not Guilty.*"

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*," as charged, and does therefore sentence him, Private William D. Garzee Co. "C," 1st Battalion, 18th U. S. Infantry "to be confined at hard labor in such Penitentiary as the General commanding the Department may direct, for the period of three (3) years, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Landdress, and to be dishonorably discharged the service of the United States."

Proceedings on first charge and specification approved: the Court having admitted much hearsay evidence in the 2nd charge, the proceedings on that charge and specification are disapproved. The sentence is mitigated to a forfeiture of all pay and allowances due at date of this order; to be confined under guard at hard labor for six

months: forfeiting fifteen dollars of his pay per month for the same period. This sentence to be carried into effect by the commander of Fort Laramie.

10th. Private John White, Co. "C," 1st Battalion, 18th U. S. Infantry on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

LARCENY.

SPECIFICATION. CHARGE 2ND:—In this, that he, Private John White, Co. "C," 1st Battalion, 18th U. S. Infantry, did, at the time of his desertion from Fort Aubrey, Kansas, on or about April 7th, 1866, steal one mule with riding accoutrements, and one Springfield Rifle with accoutrements, all the property of the United States, and did fail to return the same to the United States.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "*Guilty.*"

To the 1st Charge, - - - - - "*Guilty.*"

To the Specification, 2nd Charge, - - - "*Not Guilty.*"

To the 2nd Charge, - - - - - "*Not Guilty.*"

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty.*" as charged, and does therefore sentence him, Private John White, Co. "C," 1st Battalion, 18th U. S. Infantry "to be confined at hard labor in such Penitentiary as the General commanding the Department may direct, for the period of three (3) years, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundress, and to be dishonorably discharged the service of the United States."

Proceedings of the Court in this case are approved on the first charge and specification, and disapproved on the second charge, in consequence of the admission of hearsay evidence. On the recommendation of each member of the Court, that the sentence be remitted "on account of his long confinement, his services in the war, and his previous good character," it is mitigated to a forfeiture of pay and allowances to the date of this order. He will be restored to duty.

11th. Private John Nunan, Co. "A," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION. 2ND CHARGE:—In this, that he, Private John Nunan, Co. "A," 1st Battalion, 18th U. S. Infantry, being an enlisted soldier of the United States, did, at the time of his desertion, feloniously take and carry away, with the intent to convert and appropriate the same to his own use and benefit, one (1) United States rifle musket, Springfield model, Cal. 58; one (1) cap pouch, and cone pick; one (1) waist belt; one (1) waist belt plate; one (1) wiper; one (1) screw driver, and one (1) gun sling—property of the United States. This at or near Fort Casper, D. T., on or about the 24th day of July, 1866.

To which charges and specifications the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature deliberation on the evidence adduced, confirm the plea of the prisoner finding him *"Guilty"* as charged, and does therefore sentence him, Private John Nunan, Co. "A," 1st Battalion, 18th U. S. Infantry, "to forfeit ten dollars per month of his monthly pay for six months. The Court is thus lenient in consideration of the good character of the prisoner previous to desertion, and the long confinement already endured by him, and the fact of his surrendering himself from desertion."

In this case the Court make themselves liable to the same censure as in the case of Private Swords. The proceedings are otherwise approved; the sentence will be carried into effect, and the prisoner restored to duty.

12th. Private Martin Gleason, Co. "A," 1st Battalion, 18th U. S. Infantry, on the following charge and specifications:

CHARGE:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION 1ST:—In this, that he, Private Martin Gleason, having been ordered by his 1st Sergeant Richard J. Albright, Co. "A," 1st Battalion, 18th U. S. Infantry, when in the discharge of his

duty, to go to his quarters, and to cease his disorderly conduct, did refuse obedience when so ordered, but went in another direction, and did persist in conducting himself in a disorderly manner. All this at Fort Dodge, Kansas, on or about the 9th day of May, 1866.

SPECIFICATION 2ND:—In this, that he, Private Martin Gleason, did strike with his fist or open hand, 1st Sergeant Richard J. Albright, Co. "A," 1st Battalion, 18th U. S. Infantry, (he being in the execution of his office, and about to order the arrest of him, Martin Gleason, for disorderly conduct) with repeated blows; and also did strike Sergeant Edward Kelly, Co. "A," 1st Battalion, 18th U. S. Infantry, (he being in the execution of his duty) with repeated blows over the head with his fist or open hand. All this at or near Fort Dodge, Kansas, on or about the 9th day of May, 1866.

To which charge and specifications the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*" as charged, and does therefore sentence him, Private Martin Gleason, Co. "A," 1st Battalion, U. S. Infantry, to forfeit ten dollars of his monthly pay per month for six months. The Court is thus lenient in consideration of the long confinement already endured by the prisoner."

In this case the Court makes itself liable to the same censure as in cases of Private Swords and Nunan. The proceedings are otherwise approved: the sentence will be carried into effect, and the prisoner be restored to duty.

13th. Corporal Sidney Gaskill, Co. "A," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION, CHARGE 2ND:—In this, that he, Corporal Sidney Gaskill, Co. "A," 1st Battalion, 18th U. S. Infantry, being an enlisted soldier in the service of the United States, did, at the time of his desertion, feloniously take and carry away with the intent to convert and appropriate the same to his own use and benefit: one (1) U. S.

rifle musket, Springfield pattern, Cal. 58; one (1) cap pouch and cone pick; one (1) waist belt; one (1) waist belt plate; one (1) wiper; one (1) gun sling—the public property of the United States; this at Fort Casper, D. T., on or about the 24th day of July, 1866.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "Guilty."

To the 1st Charge, - - - - - "Guilty."

To the Specification, 2nd Charge, - - - - - "Guilty."

(except the words 1 cap pouch and cone pick; 1 waist)
(belt; 1 waist belt plate; 1 wiper; 1 screw driver,)

To the 2nd Charge, - - - - - "Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner as follows:

Of the Specification, 1st Charge, - - - - - "Guilty."

Of the 1st Charge, - - - - - "Guilty."

Of the Specification, 2nd Charge, - - - - - "Guilty."

(except the words 1 cap pouch and cone pick; 1 waist)
(belt; 1 waist belt plate; 1 wiper; 1 screw driver,)

Of the 2nd Charge, - - - - - "Guilty."

And does therefore sentence him, Corporal Sidney Gaskill, Co. "A," 1st Battalion, 18th U. S. Infantry, "to be confined at hard labor in such Penitentiary as the General commanding may direct, during the remainder of his term of enlistment, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundry, and to be dishonorably discharged the service of the United States."

Proceedings approved: six members of the Court recommend a remission of his sentence "in consideration of his previous good character," it is mitigated to a forfeiture of all pay and allowances up to the date of this order, and reduction to the ranks. The prisoner will be restored to duty.

14th. Private William B. Byram, Co. "A," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION, CHARGE 2ND:—In this, that he, Private William B. Byram, Co. "A," 1st Battalion, 18th U. S. Infantry, being an enlisted soldier in the service of the United States, did, at the time of his desertion, feloniously take and carry away, with intent to convert and appropriate the same to his own use and benefit, one (1) U. S. rifle musket, Springfield pattern, Cal. 58, and one (1) gun sling—the public property of the United States. This at Fort Casper, D. T., on or about the 24th day of July, 1866.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "*Guilty*."

To the 1st Charge, - - - - - "*Guilty*."

To the Specification, 2nd Charge, - - - - - "*Not Guilty*."

To the 2nd Charge, - - - - - "*Not Guilty*."

SENTENCE.

The Court, after mature consideration of the evidence adduced, find the prisoner "*Guilty*" as charged, and does therefore sentence him, Private William B. Byram, Co. "A," 1st Battalion, 18th U. S. Infantry, "to be confined in such Penitentiary as the General commanding directs, during the remainder of his enlistment, forfeiting all pay and allowances that are or may become due, and to be dishonorably discharged the service."

In this case the Court makes it impossible to approve the sentence, as the reviewing officer is left ignorant of the time he would be confined in a Penitentiary: and he cannot sanction a Penitentiary convict remaining on the rolls of the army: the sentence is mitigated to forfeiture of all pay and allowances due him at date of this order, and fifteen dollars a month for six months; during this period to be confined at hard labor under guard. This sentence to be carried into effect by the commander of Fort Casper.

15th. Private James Brown, Co. "G," 1st Battalion, 18th U. S. Infantry, on the following charge and specification:

CHARGE :

DRUNK ON GUARD.

SPECIFICATION:—In this, that he, Private James Brown Co. "G," 1st Battalion, 18th U. S. Infantry, having been duly posted as a sentinel at the Guard House at Fort Laramie, D. T., became so much intoxicated as to be totally unfit for duty. All this at Fort Laramie, D. T., on or about the 11th day of December, 1866.

To which charges and specifications the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner *"Guilty,"* as charged, and does therefore sentence him, Private James Brown, Co. "G," 1st Battalion, 18th U. S. Infantry, "to be confined at hard labor in charge of the guard, wearing shackles on his legs, connected by a chain thirty inches long, for twelve months, and to forfeit ten dollars of his monthly pay per month for the same period of time."

Proceedings approved: the sentence is mitigated in period from twelve to six months; it will be carried into execution by the commander of Fort Laramie.

16th. Private Edward Collins, Co. "E," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

CONDUCT PREJUDICIAL TO GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION:—In this, that he, the said Private Edward Collins, Co. "E," 1st Battalion, 18th U. S. Infantry, after being duly notified for guard duty by 1st Sergeant George Grant, Co. "E," 1st Battalion, 18th U. S. Infantry, refused to do such duty, and at the same time making use of the following words: "Sergeant Grant, you cannot make me go on guard, neither can the Surgeon do it: I will not be responsible for any officer's life when I am on guard;" or words to that effect.

CHARGE 2ND:

THEFT.

SPECIFICATION:—In this, that he, the said Private Edward Collins, Co. "E," 1st Battalion, 18th U. S. Infantry, did, on or about the 11th day of December, 1866, take and dispose of one great coat belonging

to Lance Corporal, Thomas Perry, Co. "E," 1st Battalion, 18th U. S. Infantry, and absented himself from company quarters from 2 o'clock P. M. until 4 o'clock P. M., when he was arrested and confined in the Guard House at Fort Laramie, D. T. When he knew he was detected in the theft, that he had stolen the coat, he tried to compromise with Lance Corporal Perry, by drawing him another coat. All this at or near Fort Laramie, D. T., on or about the 11th day of December, 1866.

To which charges and specifications the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner *"Guilty,"* as charged, and does therefore sentence him, Private Edward Collins, Co. "E," 1st Battalion, 18th U. S. Infantry, "to be confined at hard labor in such Penitentiary as the General commanding may direct, for the period of twelve months, then to be dishonorably discharged the service, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Landdress."

The findings of the Court in this case on the 2nd charge and specification are disapproved: there being no evidence of actual or intended theft: and the reviewing officer condemns as contrary to all rules of just proceedings, the question by the Court: "Has the prisoner behaved at any other time in a mutinous manner toward you;" and this independently of the fact that mutinous conduct is not mentioned in charge and specification; and the questions by Judge Advocate—"Was this the only time that you ever heard the prisoner make any objection to going on guard?" Very objectionable is the Judge Advocate's (habitual) question,— "What was his condition at this time?" Hearsay evidence is also recorded in this case: even invited by question by Judge Advocate—"Do you know what took place after you left the Sergeant's room?" There is no specification of time or place contained in the specification to 1st charge: the proceedings and findings are disapproved. The prisoner will be restored to duty.

17th. Private John Watkins, Co. "A," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION, CHARGE 2ND:—In this, that he, Private John Watkins, Co. "A," 1st Battalion, 18th U. S. Infantry, an enlisted soldier in the service of the United States, did, at the time of his desertion, feloniously take and carry away with the intent to convert and appropriate the same to his own use and benefit: one (1) U. S. rifle musket, Springfield pattern, Cal. 58, and one (1) gun sling—the public property of the United States: this at or near Fort Casper, D. T., on or about the 24th day of July, 1866.

To which charges and specifications the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirm the plea of the prisoner finding him *"Guilty"* as charged, and does therefore sentence him, Private John Watkins, Co. "A," 1st Battalion, 18th U. S. Infantry, "to forfeit ten dollars per month of his monthly pay for six months. The Court is thus lenient in consideration of the good character of the prisoner previous to desertion, and the long confinement already endured by him, and the fact of his surrendering himself from desertion."

Proceedings approved: the sentence will be carried into effect, and the prisoner restored to duty.

18th. Private Elias Christensen Co. "D," 1st Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

THEFT.

SPECIFICATION, CHARGE 1ST:—In this, that he, Private Elias Christensen, Co. "D," 1st Battalion, 18th U. S. Infantry, did feloniously take and appropriate to his own use, one (1) Springfield rifle and set of Infantry accoutrements: the property of the United States. This at or near Fort Casper, D. T., on or about August 14th 1866.

To which charges and specifications the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, finding him "*Guilty*" as charged, and does therefore sentence him. Private Elias Christensen, Co. "D," 1st Battalion, 18th U. S. Infantry, "to be returned to duty, forfeiting all pay and allowances for the time lost by desertion and while in confinement, to make good the time lost by desertion, and all expenses incurred in his apprehension: the Court is thus lenient believing that the man was not a proper enlistment, on account of his ignorance of the English language at the time of his enlistment."

In this case the Court again usurps the pardoning power, and expresses the extraordinary idea that duty is a punishment. The sentence is confirmed, and the prisoner will be restored to duty.

19th. Private Horace T. Smith, Co. "A," 1st Battalion, 18th U. S. Infantry, charged with

DESERTION.

To which charge and specification, the prisoner pleaded

"*Guilty.*"

SENTENCE.

The Court confirms the plea of the prisoner, and finds him "*Guilty*;" as charged, and does therefore sentence him, Private Horace T. Smith, Co. "A," 1st Battalion, 18th U. S. Infantry, "to be confined in such Penitentiary as the commanding General may direct, during the remainder of his enlistment, forfeiting all pay and allowances that are or may become due, except the just dues of the Sutler and Laundry, and to be dishonorably discharged the service of the United States."

Proceedings approved: sentence confirmed, but on the recommendation of five members of the Court, "on account of his former services, "and long confinement, together with his previous good character," it is mitigated to a forfeiture of ten dollars a month for twelve months. The prisoner will be restored to duty.

20th. Private Michael Maher, Co. "G," 1st Battalion, 18th U. S. Infantry, on the following charge and specification:

CHARGE:

DRUNK ON GUARD.

SPECIFICATION:—In this, that he, Private Michael Maher, Co.

"G," 1st Battalion, 18th U. S. Infantry, did, after having been duly posted as a sentinel over the Quartermaster's buildings, become so drunk, as to be totally unfit to perform the duties of a sentinel properly, and that while in this condition did abandon his gun and go to sleep (in a wagon) in which condition (and place) he was found by the relief. All this at Fort Laramie, D. T., on or about December 24th, 1866.

To which the prisoner pleaded "*Not Guilty*,"

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*," as charged, and does therefore sentence him. Private Michael Maher, Co. "G," 1st Battalion, 18th U. S. Infantry "to be confined at hard labor in charge of the guard, wearing shackles on his legs, connected by a chain thirty inches long, for twelve months, and to forfeit ten dollars of his monthly pay per month for the same period of time."

Proceedings approved: the sentence is mitigated in time, from twelve to six months. This sentence will be carried into execution by the commanding officer of Fort Laramie.

H. The General Court Martial of which Brevet Brigadier General INNIS N. PALMER, Lieutenant Colonel, 2d U. S. Cavalry, is President, is hereby dissolved.

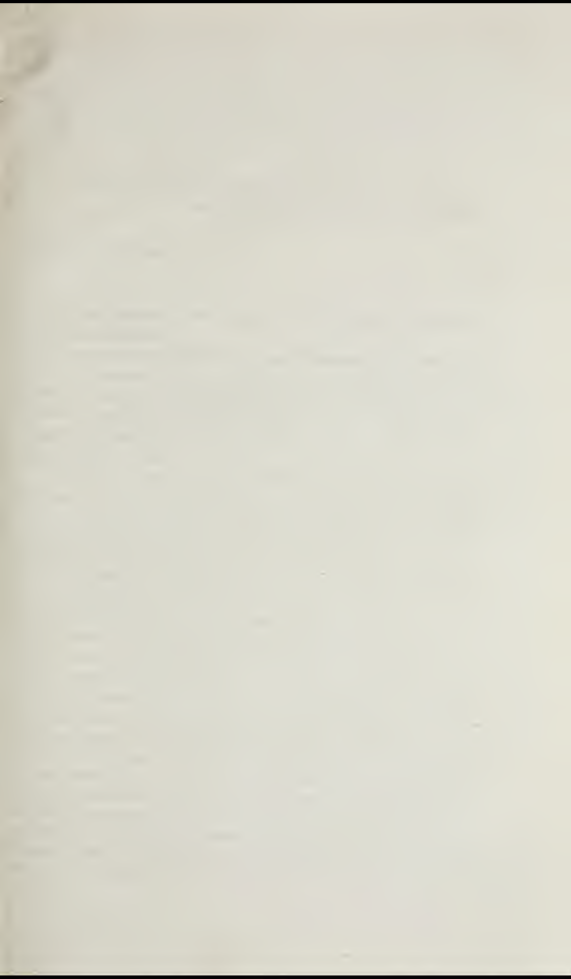
BY COMMAND OF BREVET MAJOR GENERAL COOKE.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL:

Aide-de-Camp.





HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska Territory, January 17th, 1867.

GENERAL ORDERS,)

No. 4.)

I. The following act of Congress, is republished for the information of all concerned :

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That the twentieth section of the "Act to regulate trade and intercourse with the Indian tribes, and to preserve peace on the frontiers," approved June thirtieth, eighteen hundred and thirty-four, be, and the same is hereby, amended so as to read as follows, to wit :

SEC. 20 *And be it further enacted,* That if any person shall sell, exchange, give, barter, or dispose of any spirituous liquor or wine to any Indian under the charge of any Indian superintendent or Indian agent appointed by the United States, or shall introduce or attempt to introduce any spirituous liquor or wine into the Indian country, such person, on conviction thereon before the proper district court of the United States, shall be imprisoned for a period not exceeding two years, and shall be fined not more than three hundred dollars: *Provided, however,* That it shall be a sufficient defense to any charge of introducing or attempting to introduce liquor into the Indian country if it be proved to be done by order of the War Department, or of any officer duly authorized thereto by the War Department. And if any superintendent of Indian affairs, Indian agent, or sub-agent, or commanding officer of a military post, has reason to suspect or is informed that any white person or Indian is about to introduce, or has introduced any spirituous liquor or wine into the Indian country, in violation of the provisions of this section, it shall be lawful for such superintendent, agent, sub-agent, or commanding officer, to cause the boats, stores, packages, wagons, sleds, and places of deposit of such person to be searched; and if any such liquor is found therein, the same, together with the boats, teams, wagons, and sleds used in conveying the same,

and also the goods, packages, and peltries of such person, shall be seized and delivered to the proper officer, and shall be proceeded against by libel in the proper court, and forfeited, one half to the informer, and the other half to the use of the United States; and if such person be a trader, his license shall be revoked and his bond put in suit. And it shall moreover be lawful for any person in the service of the United States, or for any Indian, to take and destroy any ardent spirits or wine found in the Indian country, except such as may be introduced therein by the War Department. And in all cases arising under this act, Indians shall be competent witnesses.

Approved February 13th, 1862.

II. Until further orders, the enforcement of this act in this Department is limited to Military and Indian Reservations, and to such other portions of the Territories, as may be actually occupied by Indians.

BY COMMAND OF BREVET MAJOR GENERAL COOKE.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska Territory, January 19th, 1867.

GENERAL ORDERS, }
No. 5. }

I. Before a General Court Martial which convened at Camp Douglas, Utah Territory, on the 26th day of December, 1866, pursuant to Special Order, No. 119, Headquarters Department of the Platte, dated Omaha, Nebraska, December 13th 1866, and of which Brévet Lieutenant Colonel W. H. LEWIS, Major 18th U. S. Infantry, is President, were arraigned and tried:

1st. Private George Karmine, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) on the following charges and specifications:

CHARGE 1ST:

CONDUCT PREJUDICIAL TO GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION:—In this, that he, Private George Karmine, Co. "G," 3rd Battalion, 18th U. S. Infantry, did strike 1st Sergeant Thomas W. Canning, Co. "G," 3rd Battalion, 18th U. S. Infantry, and did offer violence against him, said 1st Sergeant Thomas W. Canning, being in the execution of his office. This at Camp Douglas, U. T., on the 19th day of September, 1866,

CHARGE 2ND:

ABSENCE WITHOUT LEAVE.

SPECIFICATION:—In this, that he, Private George Karmine, Co. "C," 3rd Battalion, 18th U. S. Infantry, did absent himself from his company and post between the hours of Retreat and Tattoo, and did remain absent until arrested and brought back by a patrol sent for that purpose, about the hour of midnight the same day. All this at Camp Douglas, U. T., on the 19th day of September, 1866.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - "Not Guilty."

To the 1st Charge, - - - - - "Not Guilty."

To the Specification, 2nd Charge, - - - - "Guilty."

To the 2nd Charge, - - - - - "Guilty."

SENTENCE.

The Court, after mature deliberation on the evidence adduced, confirms the plea of the prisoner, and finds him as follows:

Of the Specification, 1st Charge, - - - "*Not Guilty.*"

Of the 1st Charge, - - - - - "*Not Guilty.*"

Of the Specification, 2nd Charge, - - - - - "*Guilty.*"

Of the 2nd Charge, - - - - - "*Guilty.*"

And does therefore sentence him, Private George Karmine, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit to the United States ten dollars (\$10.00) of his monthly pay for one month."

Proceedings of the Court under the first charge are disapproved: there were leading questions asked both by the Court and by the prisoner; the charge was very badly framed to cover the case: there is evidence that the prisoner burst into the Sergeant's room at midnight; and the absence of "Baker's" testimony is extraordinary. The prisoner has escaped punishment of a serious crime. Proceedings under 2nd charge are approved, and the sentence will be carried into effect and the prisoner returned to duty.

2nd. 1st Sergeant Thomas W. Canning, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) on the following charges and specifications:

CHARGE 1st:

CONDUCT TO THE PREJUDICE OF GOOD ORDER AND MILITARY DISCIPLINE.

SPECIFICATION:—In this, that he, 1st Sergeant Thomas W. Canning, Co. "G," 3rd Battalion, 18th U. S. Infantry, did give to one Private George Redline, Co. "G," 3rd Battalion, 18th U. S. Infantry, two Springfield muskets, being the property of the United States, and for which Captain John McClintock, 18th U. S. Infantry was responsible, and did direct said Private George Redline, Co. "G," 3rd Battalion, 18th U. S. Infantry, to sell the same, offering him, said Private George Redline, Co. "G," 3rd Battalion, 18th U. S. Infantry, for his trouble all the money he might procure for said muskets over and above twenty-five dollars (\$25.00): said twenty five dollars to be returned to 1st Sergeant Thomas W. Canning, 3rd Battalion, 18th U. S. Infantry. All this at Camp Douglas, U. T., on or about the 19th day of September, 1866.

CHARGE 2ND:

DESERTION.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - "*Not Guilty.*"

To the 1st Charge, - - - - - "*Not Guilty.*"

To the Specification, 2nd Charge, - - - - - "*Guilty.*"

To the 2nd Charge, - - - - - "*Guilty.*"

SENTENCE.

The Court after maturely considering the evidence adduced, finds the prisoner "*Guilty*" as charged, and does therefore sentence him, Private Thomas W. Canning, Co. "G," 36th U. S. Infantry, (late 1st Sergeant, Co. "G," 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay and allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of a guard, at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

Proceedings under first charge are disapproved: the evidence of Major McClintock, which as it is recorded, may have had much influence in the finding of the Court, is nearly all *hearsay*, and the evidence on the defense is mostly eluded by leading questions.

Proceedings under 2nd charge are approved: the sentence is mitigated in confinement, to a period of six months—and wearing a weight and chain is remitted. The sentence will be carried into execution at Camp Douglas, U. T.

3rd. Private Carney Devine, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"*Guilty.*"

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*," as charged, and does therefore sentence him, Private Carney Devine Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay and allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of

a guard at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

4th. Private Henry Gardiner, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner and finds him *"Guilty,"* as charged, and does therefore sentence him, Private Henry Gardiner, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay or allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of a guard, at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

5th. Private Marion J. Fouts, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him *"Guilty,"* as charged, and does therefore sentence him, Private Marion J. Fouts, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay or allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of a guard at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

6th. Private John A. Bryant, Co. "C," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, having maturely considered the evidence adduced, confirms the plea of the prisoner, and finds him *"Guilty,"* as charged, and does therefore sentence him, Private John A. Bryant, Co. "C," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay or allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of a guard at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

7th. Private Henry Palan, Co. "C," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner and finds him *"Guilty,"* as charged, and does therefore sentence him, Private Henry Palan, Co. "C," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay or allowances that are or may become due to him, save the just dues of the Laundress and Sutler, to be confined at hard labor under charge of a guard, at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

8th. Private William Rogers, Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "*Guilty*," as charged, and does therefore sentence him, Private William Rogers Co. "G," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to forfeit all pay and allowances that are or may become due to him, save the just dues of the Landdress and Sutler, to be confined at hard labor under charge of a guard at such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain, for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

In the preceding cases of Privates Carney Devine, Henry Gardner, Marion J. Fouts, John A. Buxant, H. Palan and W. Rogers—Nos. 3, 4, 5, 6, 7 and 8—the Court in each case excepts from the stop-pages future dues to Suters and Landdresses, making the execution of the sentence very vague, if not impracticable. The sentence of confinement, too, may be for six months or thirty months, the reviewing officer has no information. The sentences are mitigated to a forfeiture of all pay and allowances due the prisoners at the date of this order: to be confined at hard labor under guard for six months, with a forfeiture of twelve dollars a month of their pay for the same period.

9th. Private John Wilson, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND

THEFT.

SPECIFICATION, 2ND CHARGE:—In this, that he, Private John Wilson, Co. "H," 3rd Battalion, 18th U. S. Infantry, did, on or about the night of December 9th, 1866, steal one (1) horse, the property of the United States, and for which Capt. E. B. Grimes, A. Q. M., U. S. A., is responsible. All this at Camp Douglas, U. T., on or about the night of December 9th, 1866.

To which the prisoner pleaded as follows:

To the Specification, 1st Charge, - - - - - "*Guilty*."

To the 1st Charge, - - - - - "*Guilty*."

To the Specification, 2nd Charge, - - - - - "*Not Guilty*."

To the 2nd Charge, - - - - - "*Not Guilty*."

SENTENCE.

The Court, having maturely considered the evidence adduced, finds the prisoner "*Guilty*" as charged, and does therefore sentence him, Private John Wilson, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) "to be dishonorably discharged from the service of the United States, to forfeit all pay and allowances that are now or that may become due to him, save the just dues of the Landress and Sutler, to be confined at hard labor in such Penitentiary as the department commander may designate, for the period of five (5) years

Proceedings approved: the sentence will be carried into execution: the Iowa State Penitentiary is designated as the place of confinement. The commanding officer of Camp Douglas will send the prisoner, John Wilson, to Fort Madison, to be turned over to the Warden of the State Penitentiary, who will be furnished at the same time with a copy of this order.

10th. Private Thomas White, Co. "H," 36th U. S. Infantry, (late 3rd Battalion, 18th U. S. Infantry) on the following charges and specifications:

CHARGE 1ST:

DESERTION.

CHARGE 2ND:

THEFT.

SPECIFICATION, CHARGE 2ND.—In this, that he, Private Thomas White, Co. "H," 3rd Battalion, 18th U. S. Infantry, did, on or about the night of December 9th, 1866, steal one (1) horse, the property of the United States, and for which Capt. E. B. Grimes, A. Q. M., U. S. A., is responsible. All this at Camp Douglas, U. T., on or about the night of December 9th, 1866.

To which the prisoner pleaded as follows:

To the specification, 1st Charge. - - - - - "*Guilty.*"

To the 1st Charge, - - - - - "*Guilty.*"

To the Specification, 2nd Charge, - - - - - "*Not Guilty.*"

To the 2nd Charge, - - - - - "*Not Guilty.*"

SENTENCE.

The Court, having maturely considered the evidence adduced, finds the prisoner "*Guilty.*" as charged, and does therefore sentence him, Private Thomas White, Co. "H," 36th U. S. Infantry, (late Co.

"H," 3rd Battalion 18th U. S. Infantry) to be dishonorably discharged the service of the United States, to forfeit all pay and allowances that are now or may become due to him, save the just dues of the Laundress and Sutler, and to be confined at hard labor in such Penitentiary as the department commander may designate for the period of five (5) years."

Proceedings approved: the sentence of confinement will be carried into execution at the Iowa State Penitentiary at Fort Madison. The commanding officer of Camp Douglas will cause the prisoner, Thomas White, to be taken to Fort Madison, and turned over to the Warden of the State Penitentiary, who will be furnished at the same time with a copy of this order.

11th. Sergeant Thomas Morton, Co. "G," 36th U. S. Infantry, on the following charge and specification:

CHARGE:

DISOBEDIENCE OF ORDERS.

SPECIFICATION:—In this, that he, the said Sergeant Thomas Morton, Co. "G," 36th U. S. Infantry, being Sergeant of the Guard, and having been ordered by his superior officer, Bvt Captain John U. Gill, 1st Lieut. 36th U. S. Infantry, and Officer of the Day, not to permit more than one prisoner to go to the rear after night with one sentinel, did disobey said order, and permit two prisoners to go to the rear under charge of one member of the guard, whereby one of said prisoners did make his escape. All this at Camp Douglas, U. T., on or about the night of the 27th day of December, 1866.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, having maturely considered the evidence adduced, confirms the plea of the prisoner, and finds him *"Guilty,"* as charged, and does therefore sentence him, Sergeant Thomas Morton, Co. "G," 36th U. S. Infantry, "to be reduced to the ranks as a private soldier, and to forfeit to the United States his monthly pay for two months."

Proceedings approved: the sentence will be carried into effect.

12th. Lance Corporal James Mullen, Co. "H," 36th U. S. Infantry, on the following charge and specification:

CHARGE:

NEGLECT OF DUTY.

SPECIFICATION:—In this, that he, the said Lance Corporal James

Mullen, Co. "H," 36th U. S. Infantry, having been ordered by the Sergeant of the Guard, Sergeant Thomas Morton, Co. "H," 36th U. S. Infantry, to take two prisoners to the rear, negligently did permit one of said two prisoners to escape. All this at Camp Douglas, U. T., on or about the night of the 27th of December, 1866.

To which charge and specification the prisoner pleaded

"Not Guilty."

SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner as follows:

Of the Specification, - - - - - *"Guilty,"*

(except the word *"negligently,"* and attach no criminality thereto.)

Of the Charge, - - - - - *"Not Guilty."*

"And does therefore acquit him," Lance Corporal James Mullen, Co. "H," 36th U. S. Infantry.

Proceedings approved: Lance Corporal James Mullen will be restored to duty.

13th. Private Charles Harris, Co. "H," 1st Battalion, 18th U. S. Infantry, charged with

DESERTION.

To which charge and specification the prisoner pleaded

"Guilty."

SENTENCE.

The Court, having maturely considered the evidence adduced, confirms the plea of the prisoner, and finds him *"Guilty,"* as charged, and does therefore sentence him, Private Charles Harris, Co. "H," 1st Battalion, 18th U. S. Infantry, "to forfeit all pay or allowances that are or may become due to him, save the just dues of the Laundry and Sutler, to be confined at hard labor under charge of a guard at Fort Bridger, or such point as the department commander may designate, wearing a twenty pound weight attached to the left leg by a chain for the remainder of his enlistment, and at the expiration of his enlistment to be dishonorably discharged the service."

In this case (as in cases Nos. 3, 4, 5, 6, 7 and 8,) the Court excepts from the stoppage future dues to Sutler and Laundry, making the execution of the sentence very vague if not impracticable: the sentence of confinement, too, may be for six months or thirty months—the reviewing officer has no information. The sentence is mitigated to a forfeiture of all pay and allowances due the prisoner at the date

of this order; to be confined at hard labor under guard for six months, with a forfeiture of twelve dollars a month of his pay for the same period. Sentence to be carried into execution at Camp Douglas, until it is convenient to send the prisoner to the station of his company.

II. The General Court Martial of which Brevet Lieutenant Colonel W. H. LEWIS, Major 18th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL COOKE.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska Territory, January 23d, 1867.

GENERAL ORDERS, }
No. 6. }

I. Pursuant to the following Special Orders, War Dept. A. G. O., the undersigned hereby assumes command of the Military Department of the Platte:

WAR DEPARTMENT,

ADJUTANT GENERAL'S OFFICE,

Washington, January 9th, 1867. }

SPECIAL ORDERS }
No. 13. }

Extract.

* * * * *
8. By direction of the President, Brevet Major-General *C. C. Augur*, Colonel, 12th U. S. Infantry, is hereby assigned to duty according to his brevet rank.

9. Brevet Major-General *C. C. Augur*, Colonel, 12th U. S. Infantry, will proceed to Omaha, Nebraska Territory, and relieve Brevet Major-General *Phillip St. G. Cooke*, Brigadier-General, in the command of the Department of the Platte.

* * * * *

By order of the Secretary of War:

(Signed),

E. D. TOWNSEND,

Assistant Adjutant General.

II. The Department Staff will remain as at present constituted. Existing orders will remain in force, until otherwise directed.

C. C. AUGUR,

Brevet Major General,

Commanding.

OFFICIAL :

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska Territory, February 4th, 1867.

GENERAL ORDERS, }
No. 7.

The War Department having decided that confinement in a penitentiary, is an illegal sentence for desertion, and the proceedings of the General Court Martial in the cases of privates Thomas A. Warnell, Co. "A," James Cain, Co. "B," William Smith, Co. "A," Andrew J. Springer, Co. "B," Richard Caples, Robert Jackson, Co. "A," and Ellwood Nixon, Co. "B," 2nd U. S. Cavalry, having in consequence been disapproved, the above named men will be released from confinement, and restored to duty.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, U. S. A., Act'g Asst. Adj't Genl.

OFFICIAL :

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska Territory, February 10th, 1867.

GENERAL ORDERS, }
No. 8. }

The Secretary of War having disapproved of this mode of punishment, so much of the sentences promulgated in General Orders No. 3, Head Quarters Department of the Platte, January 14th 1867, in the cases of private James Brown and Michael Maher Co. "G" 1st Battalion 18th U. S. Infantry, (now the 18th U. S. Infantry) as relates to the wearing of shackles on their legs connected by a chain thirty inches long, during their terms of imprisonment, is hereby remitted.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Brevet Capt. A. D. C. and A. A. A. G.



HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, February 12th, 1867.

GENERAL ORDERS.) No. 9.)

1. The necessities of this Department requiring that the troops therein should act almost entirely as *light troops*, the attention of Commanding Officers is directed to the importance of having their commands thoroughly instructed in this branch of their duties. Whenever the weather renders it possible, the troops should be out at least twice each day, and taught their drill as skirmishers,—and particularly in a thorough knowledge of the peculiarities and capacities of their new arms, and in the readiest way of loading and firing them effectually.

They should, too, receive such instruction in the bayonet exercise as will enable them to rely confidently upon that weapon in an emergency.

In the Cavalry, both horses and riders should be made familiar with the use of firearms and sabres, with riders mounted.

In both arms there should be frequent exercise in target firing. A liberal, but judicious, expenditure of cartridges will be authorized for this purpose. Uniform targets should be provided for each company, and the company, with all its officers, should go out at specified times for practice, and a full report of result be made to the Commanding Officer of post or regiment, who will make public announcement after each practice, of which company made the best firing, and the name of the best shot in each company,—noting same on his next tri-monthly report. And in every other way that may suggest itself, will Commanding Officers endeavor to stimulate a rapid improvement in this most essential part of a soldier's instruction.

Commanding Officers are to bear in mind that the larger number, both of their officers and men, are unacquainted with service in the Indian country, and they should seize every opportunity to instruct them in its requirements, and in the peculiarities of savage warfare.—

the stratagems and wiles of the indians, and how to meet or avoid them:—how to guard a train, enroute or in park,—the picketing and guarding of animals, and as far as possible to make them familiar with the country, and the nature of the duties they will most likely be called upon to perform.

In a brief season, instruction and practice must give place to realities, and the Commanding General confidently trusts that every officer will devote all his time and attention to getting his command fully prepared to meet them.

II. Commanding Officers will hereafter note on their tri-monthly returns the number of target drills had during the preceding ten days,—the number of cartridges expended,—the number of the latter that failed to explode, with the names of their manufacturer, and generally, any defect of arms and ammunition.

III. Post Commanders will hereafter note on the copy of their Post Return sent to these Head Quarters, whether the posts and companies under their command have on hand a complete file of General Orders from the Adjutant General's Office, and from the Head Quarters of this Department. When a deficiency exists the numbers required will be stated.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :



Brevet Capt. A. D. C. and A. A. A. G.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, February 20th, 1867

GENERAL ORDERS, }
No. 10. }

Brevet Major J. W. Barriger, Commissary of Subsistence, having reported at these Head Quarters, pursuant to Special Orders Number 16, Headquarters Military Division of the Missouri, January 29th, 1867, is hereby assigned to duty, and announced as Chief Commissary of the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR,

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Brevet Capt. A. D. C. and A. A. A. G

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, February 22d, 1867.

GENERAL ORDERS, }
No. 11. }

I. The provisions of General Orders No. 7, current series, from these Headquarters, are hereby extended to the cases of privates George Brown [Boorn], and Alexander Mulholland, Co. "A," and Charles Brown, Co. "I," 2d U. S. Cav., who will be released from confinement.

These orders will not be construed as in any way affecting the forfeiture of pay, as fixed by previous orders, in the cases of the men above named, nor in the cases designated in General Orders, No. 7, current series, from these Headquarters.

II. The forfeiture of pay in the cases of privates James Brown and Michael Maher, Co. "G," 18th U. S. Infantry, as published in General Orders, No. 3, current series, from these Headquarters, being illegal: so much of the sentences in their cases, as imposes forfeiture of ten dollars of their monthly pay, per month, for the period of six months, is hereby declared null and void.

III. General Orders, No. 10, of 1866, from these Headquarters, are so far modified, that commanding officers of posts in the vicinity of friendly indians, may permit authorized traders to sell a limited quantity of powder to said indians, for hunting purposes. This sale of powder should take place near the post, and under the supervision of the commanding officer, who will report on his tri-monthly report for the end of each month, the amount of this authorized sale, and the name of the tribe supplied. Under no other circumstances will traders be permitted to traffic with indians in arms, ammunition or liquors. Par. II, of General Orders, No. 9, of 1866, from these Headquarters, is also modified, to the extent, that, whenever commanding officers find it necessary to withdraw friendly tribes from the influence of hostile ones, he may es-

tablish them, temporarily, at some favorable point on his Military Reservation, distant from the post; taking care, in such case, to prevent all intercourse between these indians and his own command, and with settlers, except such as he may personally authorize.

IV. Hereafter, officers in this Department will not be granted leave of absence, by reason of having tendered their resignations; nor will officers be granted leave by post commanders, with permission to come to Department Headquarters to obtain an extension.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD.

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL:

Brevet Capt. A. D. C. and A. A. A. G.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska. March 1, 1867.

GENERAL ORDERS. } No. 12. }

I. The following arrangements for distribution of orders from that office, is adopted by the Adjutant General's office, War Department, and is published for the information and government of all concerned.

"The Staff Departments in Washington have been, and will be furnished, with a sufficient number of copies of each order to enable them to supply the officers comprising the several staff corps—Quartermaster General, Commissary General, Paymaster General, Surgeon General, Chief of Ordnance, and Chief of Engineers.

"Four copies will be sent direct to the commander of each military post throughout the country.

"Four copies will be furnished the commanding officer of each regiment—one for himself personally,—one for the *regimental file*, (to be considered regimental property,) and one each for the regimental Adjutant and Quartermaster. One copy will be sent from this office to each regimental Field Officer and Company Commander.

"Fifty copies (as is now done) will be sent to the Commanders of the Military Divisions of the Missouri and Pacific, and one hundred and fifty copies to each of the several Department Commanders.

"These copies are intended for distribution to District Commanders, separate commands not at military posts, and to serve as a reserve supply, in order that orders, unavoidably lost or destroyed, may be duplicated.

"Applications from commanders of posts, regiments, or companies, &c., for copies of missing orders, should first be made to department headquarters. If they cannot be filled there, they will, of course, be referred to this office.

"Company commanders should be instructed that the orders furnished them are for their instruction and guidance as such, and therefore not individual property, and that they will be required, on relinquishing command for any cause, to turn over to their successors, the company file of orders, the same as other company property.

"In like manner, each established office or headquarters, should preserve a file of the War Department orders; which file will be turned over by the officer in charge, (whenever relieved,) to his successor in the same manner as other public property."

11. An analogous method will be observed in distributing orders from these Headquarters.

All officers required to keep files of orders, will be charged, at this office, with complete files of War Department, Military Division and Department general orders, and upon being relieved from their present commands, will transmit receipts for the same from their successors.

III. Hereafter post commanders will forward to these Headquarters, at the end of each month, a nominal list, arranged by companies and regiments, of all enlisted men who have been on extra or daily duty, at any time during the preceding month, with the nature of their employment, and the number of days so employed.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL:

Brevet Capt. A. D. C. and A. A. A. G

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, March 1, 1867.

GENERAL ORDERS, }
No. 13. }

Brevet Maj. Jno. R. EDIE, Jr., Ordnance Department, having reported for duty at these Headquarters, is announced as Chief Ordnance Officer of the Department of the Platte, and on the Staff of the Brevet Major General Commanding.

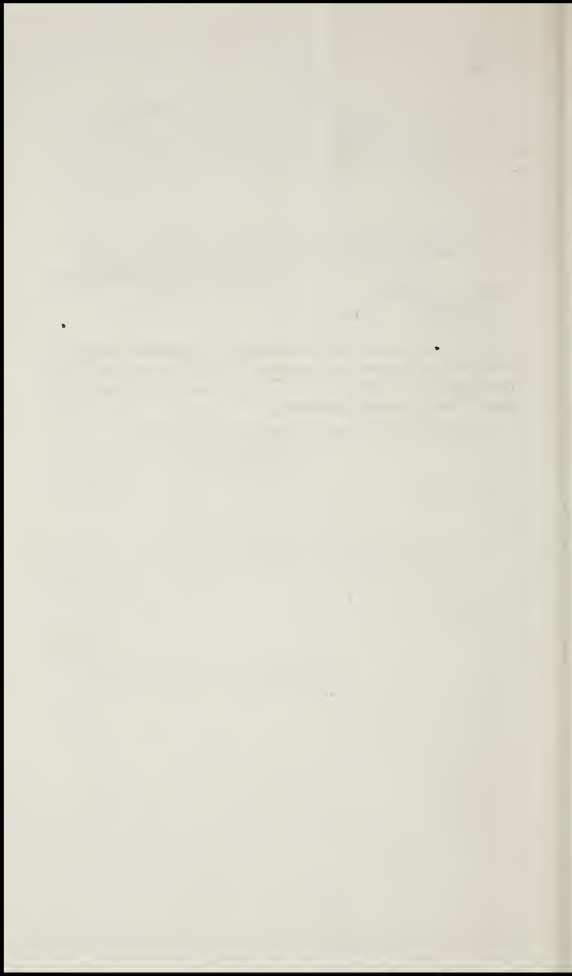
BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD.

Brevet Major, Act'g Asst. Adjt Genl.

OFFICIAL:

Brevet Capt. A. D. C. and A. A. A. G.



HEADQUARTERS DEPARTMENT OF THE PLATTE,

OMAHA, Nebraska, March 18, 1867.

GENERAL ORDERS,)

No. 13.)

1. It is reported as not unfrequent for commanding and other officers, along routes in this department, to give orders to, and in other respects interfere with trains organized and acting under orders of the Quartermaster's Department. Such interference is unwarranted, deranges the plans and destroys the responsibility of the quartermasters, who are themselves acting under orders, and is in every way detrimental to the public service. Hereafter when trains are dispatched the person in charge of them will receive from the Quartermaster written instructions for his guidance, and when passing or stopping at or near a military post, will report and exhibit his instructions to the commanding officer, who is enjoined to afford every aid and facility for carrying them out, and during the stay of such train it will conform to the orders and regulations in force there. In no other respect will commanding or other officers interfere with such trains, except under such critical circumstances as would justify a similar interference with the internal affairs of a military organization not under his immediate command, and whereof he will make immediate report to these Headquarters. It is the duty, however, of all officers observing any irregularities or neglect of duty on the part of persons in charge of trains, to report the same at once to

the Chief Quartermaster of the Department.

II. Complaints have been made that emigrant, and other trains, en route across the plains, have not always received that courtesy and assistance from military posts along the route, to which they were entitled. Without assuming that these complaints have any foundation, it is deemed proper that commanding officers of posts in the interior, should know that they exist, and be invited to consider that these posts are established and kept up principally for the protection of overland travel, and of neighboring settlements. That protection implies not only courtesy, which is due to all, but a show of kindly interest in their success; the imparting of all useful information, the giving of such advice as their better knowledge may justify, and the affording of such material aid as may be in their power to give. Without doubting the disposition of officers to do all this, its performance is nevertheless enjoined and made their duty.

III. It is known that the sale by commissaries of canned fruits, groceries, and anti-scorbutics, has not in all cases been governed or restricted as prescribed in Paragraph 1229, Army Regulations. Commanding officers, and commissaries, are both responsible, where it has occurred, for this irregularity which has resulted in the present scarcity of these essential articles at most of the posts in the Department, at a season when they cannot be replaced. Regulations, and general orders prescribe who are authorized to purchase these articles, and the manner in which it is to be done.

Hereafter, commissaries will not sell to any officer, or mess, except upon the written order and certificate prescribed. Commanding officers are no exception to the above. They are rather to be held accountable that the orders and regulations upon this subject are strictly enforced.

IV. Hereafter it will not be permitted for any employee of the government, in this Department, to be interested in any contract for furnishing supplies for the use of troops, or for any work to be done, or for any services rendered (except their own) in connection with troops; and should it become known that an employee is so interested, he will at once be discharged from service. Commanding officers, and officers of the staff departments, are charged with the strict

execution of these orders.

V. The tri-monthly returns of commands, in this Department, heretofore required at these Headquarters, will be discontinued from this date. Notes and memoranda heretofore made on these returns, will hereafter be made on the copy of the post return sent to these Headquarters.

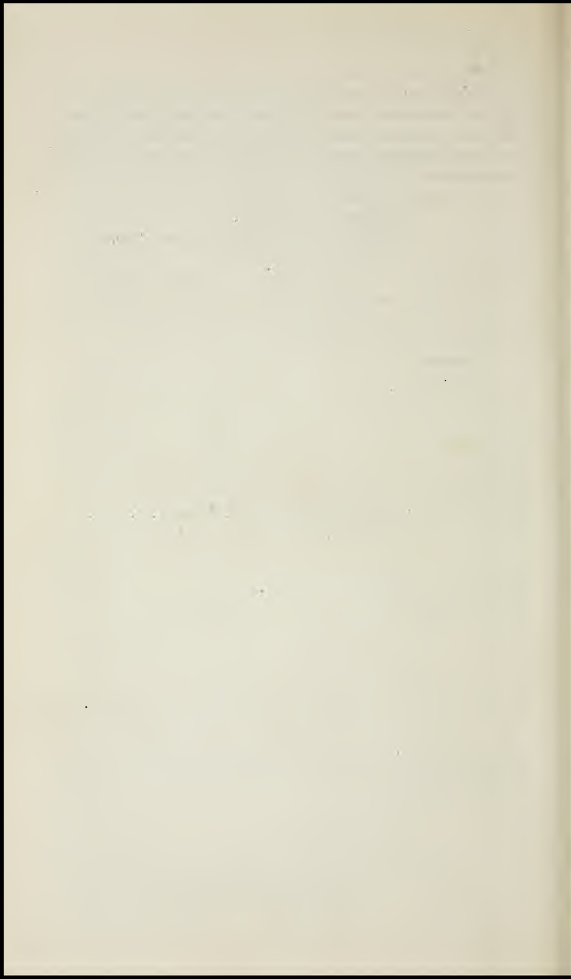
BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Gen'l.

OFFICIAL:

Brevet Captain, A. D. C. and A. A. A. G.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
OMAHA, Nebraska, March 19, 1867.

GENERAL ORDERS, }
No. 16. }

I. Before a General Court Martial, which convened at Headquarters 30th U. S. Infantry, in camp near Fort Sedgwick, Colorado Territory, on the 23d day of February, 1867, pursuant to Paragraph VI., Special Orders No. 31, Headquarters Department of the Platte, dated Omaha, Nebraska, February 13th, 1867, and of which Captain Alexander J. Dallas, 30th U. S. Infantry, is President, were arraigned and tried—

1st. Sergeant John Barry, Company K, 30th U. S. Infantry, on the following charge and specification:

CHARGE 1.—“Violation of the 45th Article of War.”

Specification—“In this: That he, Sergeant John Barry, Company K, 30th U. S. Infantry, having been duly mounted as sergeant of the guard at Morrow's Rancho, Nebraska, on the morning of the 18th day of January, 1867, did become so intoxicated as to be unable to perform his duties as sergeant of the guard. This at Morrow's Rancho, Nebraska, on or about the 18th day of January, 1867.”

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, Sergeant John Barry, Company K, 30th U. S. Infantry, “to be

reduced to the ranks of a private soldier, and to be confined at hard labor in charge of the guard for fifteen days."

The proceedings and findings in the foregoing case of Sergeant John Barry, Company K, 30th Infantry, are approved. So much of the sentence as relates to "confinement at hard labor in charge of the guard for fifteen days," is approved. That portion of the sentence requiring him to be reduced to the ranks of a private soldier, not being corporeal punishment, is disapproved.

2d. Private William O Williams, Company B, 30th U. S. Infantry, (late 3d Battalion, 12th U. S. Infantry):

CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private William O Williams, Company B, 30th U. S. Infantry, to forfeit "to the United States ten dollars (\$10) of his monthly pay for six months, and be confined at hard labor for the same period, at such place as the Department commander may designate."

The proceedings, findings, and sentence, in the foregoing case of private William O Williams, Company B, 30th U. S. Infantry, are approved. The sentence will be carried into effect. The guard-house of the post where his company may be stationed, is designated as his place of confinement.

3d. Private John H. Myers, Company E, 30th U. S. Infantry, on the following charge:

"Desertion."

To which the prisoner pleaded as follows:

To the specification, "Guilty," except the words "did desert the same."

To the charge, "Not Guilty."

SENTENCE.

The Court, having maturely considered the evidence adduced, finds

the prisoner as follows:

Of the specification, "Guilty," except the words "did desert the same."
Of the charge, "Not Guilty," but "Guilty of absence without leave."

And the Court does therefore sentence him, John H. Myers, Private, Company E, 30th U. S. Infantry, to make good the time absent, and to forfeit to the United States eight dollars (\$8) of his monthly pay for two (2) months.

The proceedings, findings, and sentence, in the case of Private John H. Myers, Company E, 30th U. S. Infantry, are approved and confirmed.

4th. Private John Strehn, Company E, 3d Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Desertion."

CHARGE 2.—"Theft."

FINDINGS AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the prisoner, John Strehn, Private Company E, 36th U. S. Infantry, as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 2d specification to the 2d charge, "Not Guilty."

Of the 1st specification to the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty."

And the Court does therefore sentence him, Private John Strehn, Company E, 36th U. S. Infantry, "to be confined at hard labor for six months, at such place as the Department commander may designate, and to forfeit to the United States ten (\$10) dollars of his monthly pay for the same period."

The proceedings, findings, and sentence, in the foregoing case of Private John Strehn, Company E, 36th U. S. Infantry, are approved. On the recommendation of members of the Court, that portion of the sentence which relates to confinement at hard labor, is remitted.

5th. Private James R. Reed, Company E, 3d Battalion, 18th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Desertion."

CHARGE 2.—"Theft."

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner, Private James R. Reed, Company E, 36th U. S. Infantry, as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st Charge, "Guilty."

Of the 2d specification of the 2d charge, "Not Guilty."

Of the 1st specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty."

And the Court does therefore sentence him, Private James R. Reed, Company E, 36th U. S. Infantry, (late 3d Battalion, 18th U. S. Infantry) to be confined at hard labor for six months, at such place as the Department Commander may designate, and to forfeit to the United States ten (\$10) dollars of his monthly pay for the same period.

The proceedings, findings, and sentence, in the case of Private James R. Reed, Company E, 36th U. S. Infantry, are approved. On the recommendation of members of the Court, that portion of the sentence which relates to confinement at hard labor is remitted.

6th. Private Maurice Meade, Company E, 30th U. S. Infantry, on the following charge and specifications:

"Conduct to the prejudice of good order and military discipline."

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the prisoner, Private Maurice Meade, Company E, 30th U. S. Infantry, as follows:

Of the 3d specification of the charge, "Not Guilty."

Of the 2d specification of the charge, "Guilty."

Of the 1st specification of the charge, "Guilty."

Of the charge, "Guilty."

And does therefore sentence him, Private Maurice Meade, Company E, 30th U. S. Infantry, to forfeit all pay and allowances that are now due, or that may become due, to the United States, except the just dues of the laundress and sutler, and to be dishonorably discharged from the service of the United States, and drummed out of camp.

The proceedings and findings, in the case of Private Maurice Meade, Company E, 30th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of ten (\$10) dollars of his pay, per month, for three months.

7th. Private Matthew Finn, Company I, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Selling arms and ammunition, the property of the United States."

CHARGE 2.—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Matthew Finn, an enlisted man in the service of the United States, did steal and sell one (1) woolen blanket for the sum of two (\$2) dollars, or thereabouts, the said blanket having been issued to First Sergeant Frank L. Barnes, Company I, 30th U. S. Infantry, the value of said blanket being seven (\$7) dollars.

All this at Omaha City, Nebraska, on or about the 13th day of January, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner, Private Matthew Finn, Company I, 30th U. S. Infantry, "Guilty," as charged.

And does therefore sentence him, Private Matthew Finn, Company I, 30th U. S. Infantry, to forfeit ten (\$10) dollars of his monthly pay, for five months, to the United States, and to be confined at hard labor for six (6) months, at such place as the Department Commander may designate.

The proceedings and findings, in the case of Private Matthew Finn, Company I, 30th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of ten (\$10) dollars of his monthly pay for five (5) Months.

8th. Private Patrick O'Toole, Company I, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Selling arms and ammunition, the property of the United States."

CHARGE 2.—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Patrick O'Toole, an enlisted man in the service of the United States, did steal and sell one woolen blanket for the sum of two (\$2) dollars, or thereabouts, the said blanket having been issued to First Sergeant Frank L. Barnes, Company I, 30th U. S. Infantry, the value of said blanket being seven (\$7) dollars.

All this at Omaha City, Nebraska, on or about the 13th day of January, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the 2d specification of the 1st charge, "Not Guilty."

To the 1st specification of the 1st charge, "Not Guilty."

To the 1st charge, "Not Guilty."

To the specification of the 2d charge, "Guilty."

To the 2d charge, "Guilty."

FINDINGS AND SENTENCE.

The Court, having maturely considered the evidence adduced finds the prisoner "Guilty," as charged.

And does therefore sentence him, Private Patrick O'Toole, Company I, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly pay for five months, and to be confined at hard labor for six months, at such place as the Department Commander may direct.

The proceedings and findings, in the case of Private Patrick O'Toole, Company I, 30th U. S. Infantry, are approved.

That portion of the sentence which relates to confinement at hard labor is limited to two (2) months, which will be carried into effect at the post at which his company may be serving.

9th. Private Thomas Maloney, Company I, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Selling arms and ammunition, the property of the United States."

CHARGE 2.—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Thomas Maloney, an enlisted man in the service of the United States, did steal and sell one woolen blanket for the sum of two (\$2) dollars, or thereabouts, the said blanket having been issued to First Sergeant Frank L. Barnes, Company I, 30th U. S. Infantry, the value of said blanket being seven (\$7) dollars.

All this at Omaha City, Nebraska, on or about the 13th day of January, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the prisoner, Private Thomas Maloney, Company I, 30th U. S. Infantry, as follows:

Of the 2d specification of the 1st charge, "Not Guilty."

Of the 1st specification of the 1st charge, "Not Guilty," as to the selling of the two carbines for eight or nine dollars, but guilty of said sale, as an accessory thereto, and of receiving a part of the proceeds of the sale of said carbines.

Of the 1st charge, "Not Guilty," but guilty of being accessory thereto.

Of the specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty."

And the Court does therefore sentence him, Private Thomas Maloney, Company I, 30th U. S. Infantry, to forfeit to the United States five (\$5) dollars of his monthly pay for five (5) months, and to be confined at hard labor, in charge of the guard, for three (3) months.

The proceedings and findings, in the case of Private Thomas Maloney, Company I, 30th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of five (\$5) dollars of his monthly pay for five (5) months.

10th. Private Jesse McLaine, Company A, 30th U. S. Infantry, on following charge and specification:

CHARGE 1.—"Desertion."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Jesse McLaine, Company A, 30th U. S. Infantry, to forfeit all pay and allowances now due, and to be confined at hard labor, in charge of a guard, for six (6) months, at such place as the Department Commander may direct.

The proceedings and findings, in the case of Private Jesse McLaine, Company A, 30th U. S. Infantry, are approved. The sentence

will be carried into effect at the post at which his company may be serving. The period of confinement is limited to two (2) months.

11th. Private Bernard Mendelson, Company G, 30th U. S. Infantry, on the following charge and specification:

"Leaving post when a sentinel without being properly relieved."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Bernard Mendelson, Company G, 30th U. S. Infantry, to be confined, in charge of the guard, for ten (10) days.

The proceedings, findings, and sentence, in the case of Private Bernard Mendelson, Company G, 30th U. S. Infantry, are approved, and the sentence will be carried into effect.

12th. Private Dennis Griffin, Company F, 30th U. S. Infantry, on the following charge and specification:

CHARGE 1.—"Leaving post when a sentinel without being properly relieved."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner, private Dennis Griffin, Company F, 30th U. S. Infantry, "Guilty," as charged, and does therefore sentence him, Private Dennis Griffin, Company F, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly pay for three (3) months, and to be confined at hard labor, in the regimental guard-house, for thirty days.

The proceedings and findings, in the case of Private Dennis Griffin, Company F, 30th U. S. Infantry, are approved. That portion of his sentence which relates to confinement at hard labor, is required:

13th. Private Thomas Fitzgerald, Company F, 30th U. S. Infantry, on the following charge and specification:

CHARGE 1.—“Leaving post when a sentinel without being properly relieved.”

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner, Private Thomas Fitzgerald, Company F, 30th U. S. Infantry, “Guilty,” as charged, and does therefore sentence him, Private Thomas Fitzgerald, Company F, 30th U. S. Infantry, to forfeit ten (\$10) dollars of his monthly pay for three months, and be confined at hard labor, in regimental guard-house, for thirty days.

The proceedings and findings, in the case of Private Thomas Fitzgerald, Company F, 30th U. S. Infantry, are approved. That portion of the sentence which relates to his confinement at hard labor, is remitted.

14th. Private John McCann, Company K, 30th U. S. Infantry, on the following charge and specification:

CHARGE.—“Violation of 38th Article of War.”

Specification—In this: That he, the said Private John McCann, Company K, 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, did, through neglect, lose, sell, or otherwise dispose of one Spencer Carbine, the property of the United States, issued to him by the First Sergeant of his company (Sergeant Mangan), valued at twenty-five (\$25) dollars, and for which Captain C. W. Whittlesey, 30th U. S. Infantry, is responsible.

This near Fort Sedgwick, Colorado Territory. February 9, 1867.

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds

the prisoner, Private John McCann, Company K, 30th U. S. Infantry, "Not Guilty," and does therefore acquit him.

The proceedings and findings, in the case of John McCann, Private Company K, 30th U. S. Infantry, are approved. He will be released from confinement and restored to duty.

15th. Private Daniel McGilligan, Company H, 30th U. S. Infantry, on the following charge and specification:

CHARGE.—"Leaving post when a sentinel without being properly relieved."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court having maturely considered the evidence adduced, finds the prisoner, Private Daniel McGilligan, Company H, 30th U. S. Infantry, "Guilty," as charged, and does therefore sentence him, Private Daniel McGilligan, Company H, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly pay for six (6) months, and to be confined, in charge of the guard, for two (2) months.

The proceedings, findings, and sentence, in the case of private Daniel McGilligan, are approved, and the sentence will be carried into effect.

16th. Private James W. Undercoffler, Company D, 30th U. S. Infantry, on the following charge and specification:

CHARGE.—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private James W. Undercoffler, Company D, 30th U. S. Infantry, did, whilst posted as a sentinel, with orders to watch all public property in view, allow two Spencer Repeating Carbines, of the value of fifty (\$50) dollars, to be stolen.

This at Alkali Lake Rancho, Nebraska, on or about the 23d day of January, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

The Court having maturely considered the evidence adduced, finds the prisoner, Private James W. Undercoffler, Company D, 30th U. S. Infantry, "Not Guilty," and does therefore acquit him.

The proceedings and findings, in the case of Private James W. Undercoffler, Company D, 30th U. S. Infantry, are approved. He will be released from confinement and restored to duty.

17th. Private John Ellis, Company H, 30th U. S. Infantry:

CHARGE—"Desertion."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the prisoner Private John Ellis, Company H, 30th U. S. Infantry, as follows:

Of the specification, "Not Guilty," as stated, but "Guilty of absence without leave," and attach no criminality thereto.

Of the charge, "Not Guilty."

And does therefore acquit him, Private John Ellis, Company H, 30th U. S. Infantry.

The proceedings and findings, in the case of Private John Ellis, Company H, 30th U. S. Infantry, are approved. He will be released from confinement and restored to duty.

18th. Lance Sergeant George M. D. Hendrickson, Recruit Company C, detachment of recruits for the 30th U. S. Infantry, on the following charge and specification:

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Lance Sergeant George M. D. Hendrickson, a regularly enlisted recruit for the 30th Regiment of U. S. Infantry, while en route with a detachment of recruits for the 30th,

Regiment of U. S. Infantry, did sell and dispose of one (1) Spencer carbine, the property of the United States, and did receive a compensation in money for the same.

This while en route to join the 30th Regiment of U. S. Infantry, on or about the 12th day of February, 1867, at Alkali Rancho, Colorado Territory.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private George M. D. Hendrickson, recruit, Company C, detachment recruits 30th U. S. Infantry, to forfeit to the United States five (\$5) dollars of his monthly pay for five (5) months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

The proceedings and findings, in the case of Private George M. D. Hendrickson, recruit, Company C, detachment of recruits 30th U. S. Infantry, are approved. The period of confinement is reduced to two months.

19th. Private Thomas Mooney, Company K, 30th U. S. Infantry, on the following charge and specification:

CHARGE.—"Leaving post when a sentinel without being properly relieved."

To which charges and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, having maturely considered the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Thomas Mooney, Company K, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for

two (2) months.

The proceedings, findings, and sentence, in the foregoing case of Private Thomas Mooney, Company K, 39th U. S. Infantry, are approved. So much of the sentence as relates to confinement at hard labor, is remitted.

20th. Private Andrew M. Driggs, Company C, 39th U. S. Infantry, on the following charges and specification:

CHARGE 1.—“Desertion.”

CHARGE 2.—“Deserting post.”

CHARGE 3.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Private Andrew M. Driggs, Company C, 39th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did, when he deserted the service, take away with him the following articles of government property, viz.: One (1) Spencer carbine and accoutrements, valued at \$28.98; one (1) India rubber blanket, valued at \$4.49; and one (1) haversack, valued at 95 cents, said articles being found in his possession when apprehended.

To which charges and specification the prisoner pleaded as follows:

To the specification of the 1st charge, “Guilty.”

To the 1st charge, “Guilty.”

To the specification of the 2d charge, “Guilty.”

To the 2d charge, “Guilty.”

To the specification of the 3d charge, “Guilty,” except the words “haversack” and “rubber blanket.”

To the 3d charge, “Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification of the 1st charge, “Confirms his plea, and finds him Guilty.”

Of the 1st charge, “Confirms his plea, and finds him Guilty.”

Of the specification of the 2d charge, “Confirms his plea, and finds him Guilty.”

Of the 2d charge, "Confirms his plea, and finds him Guilty."

Of the specification of the 3d charge, "Guilty," except the words "rubber blanket."

Of the 3d charge, "Confirms his plea, and finds him Guilty."

And the Court does therefore sentence the accused, Private Andrew M. Driggs, Company C, 30th U. S. Infantry, to forfeit to the United States all pay and allowances for six months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

The proceedings, findings, and sentence, in the case of Private Andrew M. Driggs, Company C, 30th U. S. Infantry, are approved. The guard-house at Fort Sedgwick, Colorado Territory, is the place designated for his confinement.

21st. Private Charles Funk, Company C, 30th U. S. Infantry, on the following charges and specification:

CHARGE 1.—"Desertion."

CHARGE 2.—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private Charles Funk, Company C, 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did, when he deserted the service, take away with him the following articles of government property, viz.: One (1) Spencer carbine, valued at \$25; one (1) haversack, valued at 95 cents, said articles being found in his possession when apprehended.

This at or near the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, on or about the 3d day of March, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private Charles Funk, Company C, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly

pay for six months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

The proceedings, findings, and sentence, in the case of Private Charles Funk, Company C, 30th U. S. Infantry, are approved. The guard-house at Fort Sedgwick, C. T., is designated as the place of his confinement.

22d. Private Hugh Conway, Company C, 30th U. S. infantry, on the following charges and specifications:

CHARGE 1.—“Desertion.”

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Private Hugh Conway, Company C, 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did, when he deserted the service, take away with him the following articles of government property, viz.: One (1) Spencer carbine, valued at \$25, and one (1) haversack, valued at 95 cents, said articles being found in his possession when apprehended.

This at or near the camp of the 30th U. S. Infantry, near Fort Sedgwick, C. T., on or about the 3d day of March, 1857.

To which charges and specification the accused, Private Hugh Conway, Company C, 30th U. S. Infantry, pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms his plea, and finds him “Guilty,” as charged, and does therefore sentence him, the said Private Hugh Conway, Company C, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

The proceedings, findings, and sentence, in the case of Private Hugh Conway, Company C, 30th U. S. Infantry, are approved. The guard-house at Fort Sedgwick, C. T., is the place designated for his confinement.

23d. Private James McDonald, Company I, 30th U. S. Infantry, on the following charges and specifications :

CHARGE :—"Conduct prejudicial to good order and military discipline."

Specification—In this: That, he, Private James McDonald, Company I, 30th U. S. Infantry, being an enlisted soldier in the service of the United States, did steal and feloniously take from the quarters of the company, I, 30th U. S. Infantry, and carry away from the same, with intent to convert and appropriate the same to his own use and benefit, two (2) Spencer carbines, the public property of the United States.

This at or near the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, on or about the 22d day of February, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation on the evidence adduced, finds the accused, Private James McDonald, Company I, 30th U. S. Infantry, "Guilty," and do therefore sentence him, Private James McDonald, Company I, 30th U. S. Infantry, to forfeit to the United States five (\$5) dollars of his monthly pay for ten (10) months, and to be confined at hard labor in charge of the guard for ten (10) days.

The proceedings, findings, and sentence, in the case of Private James McDonald, Company I, 30th U. S. Infantry, are approved.

24th. Private James McMahon, Company I, 30th U. S. Infantry, on the following charge and specification :

CHARGE :—"Conduct to the prejudice of good order and military discipline."

Specification—In this: that he, Private James McMahon, Company I, 30th U. S. Infantry, being an enlisted man in the service of the United States, did steal and feloniously take from the quarters of I Company, 30th U. S. Infantry, and carry from the same with intent

to convert and appropriate the same to his own use and benefit, two (2) Spencer earbines, the property of the United States.

This at the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, on or about the 22d day of February, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation on the evidence adduced, finds the accused, Private James McMahon, Company I, 30th U. S. Infantry, "Guilty," and does therefore sentence him, Private James McMahon, Company I, 30th U. S. Infantry, to forfeit to the United States five dollars of his monthly pay for ten (10) months, and to be confined at hard labor for six months, at such place as the department commander may direct.

The proceedings and findings, in the case of Private James McMahon, Company I, 30th U. S. Infantry, are approved. That portion of the sentence which relates to confinement is limited to two months in the guard-house of the post at which his company may be then serving.

25th. Private John Barrett, Company C, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Theft."

CHARGE 2.—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, John Barrett, an enlisted man in the service of the United States, late corporal of Company C, 30th U. S. Infantry, did steal and carry away from near the road, about three miles north of the camp of the 30th U. S. Infantry, two quarters of beef, being the property of Mark Coad, a citizen of the United States, or of some inhabitant of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, February 9th, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private John Barrett, Company C, 30th U. S. Infantry, to be confined at hard labor for six months at such place as the department commander may direct.

The proceedings and findings in the case of Private John Barrett, Company C, 30th U. S. Infantry, are approved. The sentence is mitigated to three months confinement at hard labor in the regimental or post guard-house at which his company may be serving.

25th. Private Edward Carr, Company F, 30th U. S. Infantry, on the following charge and specification:

CHARGE:—"Conduct prejudicial to good order and military discipline."

Specification 1.—In this: That he, Private Edward Carr, Company F, 30th U. S. Infantry, upon being ordered by his superior non-commissioned officer, Corporal Bernard Morgan, Company F, 30th Infantry, to turn out with a fatigue party, did fail to obey said order.

Specification 2.—In this: That he, Private Edward Carr, F Company, 30th U. S. Infantry, when being taken to the guard-house by his superior non-commissioned officer, Corporal Bernard Morgan, F Company, 30th U. S. Infantry, did strike him, Corporal Bernard Morgan, he being at the time in the lawful execution of his office.

All this at or near the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, on or about the 8th day of March, 1867.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Edward Carr, Company F, 30th U. S. Infantry, to forfeit ten dollars of his monthly pay for three months, and to be confined at

hard labor in charge of the guard for one month.

The proceedings, findings, and sentence in the case of Private Edward Carr, Company F, 30th Infantry are approved and confirmed.

27th. Private William Shuster, Company C, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—“Theft.”

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, William Shuster, an enlisted man in the service of the United States, late a corporal of Company C, 30th U. S. Infantry, did steal and carry away from near the road, about three miles north of the camp of the 30th U. S. Infantry, two quarters of beef, being the property of Mark Coad, a citizen of the United States, or of some other inhabitant of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, February 9th, 1867.

To which charges and specifications the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court after maturely considering the evidence adduced, finds the accused “Not Guilty,” and does therefore acquit him.

The proceedings and findings in the case of Private William Shuster, Company C, 30th U. S. Infantry, are approved. He will be released from confinement.

28th. Private Heinrich Eichel, Company C, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—“Theft.”

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Heinrich Eichel, an enlisted man in the service of the United States, a private of Company C, 30th U. S. Infantry, did steal and carry away from near the road, about three miles north of the camp of the 30th U. S. Infantry, two quarters of beef, more or less, the said beef being the property of Mark

Coad, a citizen of the United States, or some inhabitant of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, February 9th, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Heinrich Eichel, Company C, 30th U. S. Infantry, to be confined at hard labor for three months, at such place as the department commander may direct.

The proceedings, findings, and sentence in the case of Private Heinrich Eichel, Company C, 30th U. S. Infantry, are approved and confirmed. The guard-house of the post at which his company may be serving is the place designated for his confinement.

29th. Private Robert Boyd, Company C, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—"Theft."

CHARGE 2.—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Robert Boyd, an enlisted man in the service of the United States, private of Company C, 30th U. S. Infantry, did steal and carry away from near the road, about three miles north of the camp of the 30th U. S. Infantry, two quarters of beef, more or less, the said beef being the property of Mark Coad, a citizen of the United States, or of some other citizen of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory.

To which charges and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him,

Private Robert Boyd, Company C, 30th U. S. Infantry, to be confined at hard labor for three months, at such place as the department commander may direct.

The proceedings, findings, and sentence, in the case of Private Robert Boyd, Company C, 30th U. S. Infantry, are approved and confirmed. The guard-house of the post at which his company may be serving is designated as the place for his confinement.

30th. Private Charles E. Bellknapp, Company D, 30th U. S. Infantry, on the following charges and specifications :

CHARGE 1.—“Conduct prejudicial to good order and military discipline.”

Specification 1—In this : That he, Private Charles E. Bellknapp, an enlisted man in the service of the United States, late sergeant of Company D, 30th U. S. Infantry, did maliciously and with intent to injure or kill, shoot at and wound with a revolving pistol, or some other loaded firearm, Private Patrick Brennan, of company F, 30th U. S. Infantry, in two different parts of his person.

All this was on the road about three miles north from the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, on or about the 8th day of February, 1867.

Specification 2—In this : That he, Private Charles E. Bellknapp, an enlisted man in the service of the United States, late sergeant of D Company, 30th U. S. Infantry, did maliciously and with intent to kill, shoot at, wound, and kill with a loaded firearm of some kind, five head of beef cattle, more or less, the property of Mark Coad, a citizen of the United States, or of some other inhabitant of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, on or about the 8th day of February, 1867.

CHARGE 2.—“Maliciously destroying the property of citizens of the United States.”

Specification—In this : That he, Private Charles E. Bellknapp, an

enlisted man in the service of the United States, late sergeant of D Company, 30th U. S. Infantry, did maliciously and with intent to kill, shoot at, wound, and kill, with a loaded firearm of some kind, five head of beef cattle, more or less, the property of Mark Coad, a citizen of the United States, or of some other inhabitant of said States.

All this at or near the camp of the 30th U. S. Infantry, opposite Fort Sedgwick, Colorado Territory, on or about the 8th day of February, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced finds the prisoner as follows :

Of the 2d specification of the 1st charge, "Not Guilty."

Of the 1st specification of the 1st charge, "Guilty," except the words "or kill."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty."

And the Court does therefore sentence him, Private Charles E. Bellknapp, Company D, 30th U. S. Infantry, to be confined at hard labor for one year, at such place as the department commander may direct.

The proceedings, findings, and sentence, in the case of Private Charles E. Bellknapp, Company D, 30th U. S. Infantry, are approved. On the recommendation of members of the Court the sentence is mitigated to confinement at hard labor for six months in the guard-house of the post at which his company may be serving.

31st. Private Edwin S. Miller, Company I, 30th U. S. Infantry, on the following charge and Specification :

CHARGE.—"Deserting Post."

This at or near the camp of the 30th U. S. Infantry, Colorado Ter-

ritory, on or about the 11th day of March, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Edwin S. Miller, Company I, 30th U. S. Infantry, to forfeit to the United States eight dollars of his monthly pay for three months, and to be confined at hard labor, in charge of the guard for the same period.

The proceedings, findings, and sentence, in the case of Private Edwin S. Miller, Company I, 30th U. S. Infantry, are approved and confirmed.

32. Corporal James McKean, Company I, 30th U. S. Infantry, on the following charge and specification :

CHARGE.—"Neglect of duty."

Specification—In this : That he, James McKean, a corporal of Company I, 30th U. S. Infantry, did, while in charge of the guard over the haystack, permit Private Bonnull, of K company, 30th U. S. Infantry, to leave his post after he had been duly posted as a sentinel, and remain in the guard tent.

This at or near the camp of the 30th U. S. Infantry, on or about the 11th day of March, 1867.

To which charge and specification the accused pleaded as follows :

To the specification, "Guilty."

To the charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, finds him "Guilty," as charged, and does therefore sentence him, Corporal James McKean, Company I, 30th U. S. Infantry, to be reduced to the ranks of a private soldier.

The proceedings, findings, and sentence, in the case of Corporal James McKean, Company I, 30th U. S. Infantry, are approved, and

confirmed.

33d. Private John Burns, Company D, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—“Desertion.”

Specification—In this: That he, Private John Burns, Company D, 30th U. S. Infantry, duly enlisted in the service of the United States, did, on or about the 14th day of March, 1867, desert the same.

This at or near Fort Sedgwick, Colorado Territory.

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Private John Burns, Company D, 30th U. S. Infantry, did, on or about the 14th day of March, 1867, lose, sell, or otherwise dispose of the following articles, viz: one (1) Spenceer repeating carbine, value, \$25.00; one (1) waist belt plate, value, 42 cents; forty-two (42) metallic cartridges, \$35.00 per m, \$1.47; total, \$26.89, the property of the United States.

This at or near Fort Sedgwick, Colorado Territory, on or about the date above specified.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge, “Guilty.”

To the 1st charge, “Not Guilty.”

To the specification of the 2d charge, “Not Guilty.”

To the 2d charge, “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, Private John Burns, Company D, 30th U. S. Infantry, to forfeit to the United States five dollars of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may direct.

The proceedings, findings, and sentence, in the case of Private John Burns, Company D, 30th U. S. Infantry, are approved. The

regimental or post guard-house at the place where his company may be serving, is designated as the place of his confinement.

* 34th. Sergeant John Severs, Company D, 30th U. S. Infantry, on the following charges and specifications:

CHARGE 1.—“Neglect of duty.”

Specification 1.—In this: That he, Sergeant John Severs, Company D, 30th U. S. Infantry, having been regularly mounted as sergeant of the camp guard, did allow one Private Riley, Company B, 30th U. S. Infantry, a sentinel at number one post, to stand round the fire, contrary to orders, instead of walking his beat.

Specification 2.—In this: That he, Sergeant John Severs, Company D, 30th U. S. Infantry, having been regularly mounted as sergeant of the camp guard, did neglect his duty as sergeant of the guard by reason whereof Private Matthew C. Forbes, Company K, 30th U. S. Infantry, a prisoner, did escape from the guard and did remain absent until arrested by Corporal Frank Mangles, Company K, 30th U. S. Infantry.

CHARGE 2.—“Absenting himself from his guard without leave.”

To which charges and Specifications the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification to the 1st charge, “Not Guilty.”

Of the 1st specification to the 1st charge, “Not Guilty.”

Of the 1st charge, “Not Guilty.”

Of the specification to the 2d charge, “Guilty.”

Of the 2d charge, “Guilty.”

And does therefore sentence him, Sergeant John Severs, Company D, 30th U. S. Infantry, to be publicly reprimanded in orders by his regimental commander.

The proceedings and findings in the case of Sergeant John Severs, Company D, 30th U. S. Infantry, are approved. The sentence

is disapproved. He will be restored to duty.

35th. Private John Langen, Company E, 30th U. S. Infantry, on the following charges and specifications:

CHARGE.—“Leaving Post.”

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, the said Private John Langen, Company E, 30th U. S. Infantry, to be confined at hard labor in charge of the guard for twenty days.

The proceedings, findings, and sentence in the case of Private John Langen, Company E, 30th U. S. Infantry, are approved and confirmed.

36th. Private John Morris, Company B, 36th U. S. Infantry, on the following charge and specification:

CHARGE.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: that he, Private John Morris, Company B, 36th U. S. Infantry, did use abusive language towards 1st Sergeant Reuben P. Lamb, Company B, 36th U. S. Infantry, calling him “a son of a bitch,” or words to that effect, and did also seize a musket and then threaten to kill the said 1st Sergeant Reuben P. Lamb, while in the execution of his duty.

This at Fort Sedgwick, Colorado Territory, on the 5th day of March, 1867.

To which charge and specification the prisoner pleaded as follows: To the specification, “Guilty,” except the words “threaten to kill the said 1st Sergeant Reuben P. Lamb.”

To the charge, “Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the prisoner "Guilty," as charged, and does therefore sentence him, Private John Morris, Company B, 36th U. S. Infantry, to forfeit to the United States ten dollars of his monthly pay for six months, and to be confined at hard labor in charge of the guard for three months.

The proceedings and findings in the case of Private John Morris, Company B, 36th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of ten (\$10) dollars of his monthly pay for three months, and confinement at hard labor in charge of the guard for the same period.

37th. Corporal James Hand, Company M, 2d U. S. Cavalry.

CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Corporal James Hand, Company M, 2d U. S. Cavalry, to be reduced to the ranks of a private sentinel, to be confined at hard labor for six months, at such place as the department commander may designate, and to forfeit to the United States ten dollars of his monthly pay for the same period.

The proceedings, findings, and sentence in the case of Corporal James Hand, Company M, 2d U. S. Cavalry, are approved and confirmed. The guard-house at the post at which his company may be serving is designated as the place of his confinement.

38th. Private Henry Stoffel, Company M, 2d U. S. Cavalry, on the following charges and specifications.

CHARGE 1.—"Desertion."

CHARGE 2.—"Theft."

Specification—In this: That he, Henry Stoffel, private Company M, 2d U. S. Cavalry, did feloniously enter the post sutler store at Fort Sedgwick, Colorado Territory, and did steal therefrom a safe containing six thousand two hundred (\$6,200.00) dollars, more or

less, in money; and jewelry, valued at twenty-five hundred (\$2,500) dollars.

This at Fort Sedgwick, Colorado Territory, on the morning of February 1st, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification of 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private Henry Stoffel, Company M, 2d U. S. Cavalry, to be dishonorably discharged the service of the United States, and then to be confined at hard labor in such penitentiary as may be designated by the department commander, for the period of three years, forfeiting all pay and allowances now due or that may become due.

The proceedings, findings, and sentence in the case of Private Henry Stoffel, Company M, 2d U. S. Cavalry, are approved and confirmed. The penitentiary at Fort Madison, Iowa, is designated as the place for his confinement.

39th. Bugler John Green, Company M, 2d U. S. Cavalry, on the following charges and specifications:

CHARGE 1.—"Desertion."

CHARGE 2.—"Forgery."

Specification—In this: That he, John Green, bugler of Company M, 2d U. S. Cavalry, did forge the name of Captain John Mix, 2d U. S. Cavalry, to discharge papers, purporting to have been made out for him, the said John Green, which said discharge papers were found upon his, the said John Green's person, at the time he was apprehended from desertion.

This at Fort Sedgwick, Colorado Territory, on or about March 15th, 1867.

CHARGE 3.—“Theft.”

Specification—In this: That he, John Green, bugler of Company M, 2d U. S. Cavalry, did feloniously enter the post sutler store at Fort Sedgwick, Colorado Territory, and did steal therefrom a safe containing six thousand two hundred (\$6,200) dollars, more or less money; and jewelry valued at twenty-five hundred (\$2,500) dollars.

This at Fort Sedgwick, Colorado Territory, on the morning of February 1st, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the specification of 1st charge, “Guilty.”

To the 1st charge, “Guilty.”

To the specification of 2d charge, “Not Guilty.”

To the 2d charge, “Not Guilty.”

To the specification of 3d charge, “Not Guilty.”

To the 3d charge, “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, confirms the plea of the prisoner, and finds him as follows:

Of the specification of the 1st charge, “Guilty.”

Of the 1st charge, “Guilty.”

Of the specification of the 2d charge, “Not Guilty.”

Of the 2d charge, “Not Guilty.”

Of the specification of the 3d charge, “Guilty.”

Of the 3d charge, “Guilty,”

and does therefore sentence him, John Green, bugler Company M, 2d U. S. Cavalry, to be dishonorably discharged the service of the United States, and then to be confined at hard labor for three years in such penitentiary as the department commander may designate, forfeiting all pay and allowances now due or that may become due.

The proceedings, findings, and sentence in the case of Bugler John Green, Company M, 2d U. S. Cavalry, are approved and confirmed. The penitentiary at Fort Madison, Iowa, is designated as the place of his confinement.

40th. Private William Garrison, Company M, 2d U. S. Cavalry, on the following charges and specifications:

CHARGE 1.—“Desertion.”

CHARGE. 2.—“Forgery.”

Specification—In this: That he, William Garrison, private of Company M, 2d U. S. Cavalry, did forge the name of Captain John Mix, 2d U. S. Cavalry, to discharge papers, purporting to have been made out for him, the said William Garrison, which said discharge papers were found upon his, the said William Garrison's person, at the time he was apprehended from desertion.

This at Fort Sedgwick, Colorado Territory, on or about March 15th, 1867.

CHARGE 3.—“Theft.”

Specification—In this: That he, William Garrison, private of Company M, 2d U. S. Cavalry, did feloniously enter the post sutler store at Fort Sedgwick, Colorado Territory, and did steal therefrom a safe containing six thousand two hundred (\$6,200) dollars, more or less money; and jewelry valued at twenty-five hundred (\$2,500) dollars.

This at Fort Sedgwick, Colorado Territory, on the morning of February 5th, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the specification of 1st charge, “Guilty.”

To the 1st charge, “Guilty.”

To the specification of 2d charge, “Not Guilty.”

To the 2d charge, “Not Guilty.”

To the specification of 3d charge, “Not Guilty.”

To the 3d charge, “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner as follows :

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification of the 2d charge,—the vote of the Court being a tie, the prisoner received the benefit thereof, and is therefore acquitted.

Of the 2d charge, "Not Guilty."

Of the specification of the 3d charge, "Guilty."

Of the 3d charge, "Guilty."

and does therefore sentence him, Private William Garrison, Company M, 2d U. S. Cavalry, to be dishonorably discharged the service of the United States, and then to be confined at hard labor for three years in such penitentiary as the department commander may designate, forfeiting all pay and allowances now due, or that may become due.

The proceedings, findings, and sentence in the case of Private William Garrison, Company M, 2d U. S. Cavalry, are approved and confirmed. The penitentiary at Fort Madison, Iowa, is the place designated for his confinement.

41st. Private William P. Lackey, Company M, 2d U. S. Cavalry, on the following charge and specification :

CHARGE.—"Theft."

Specification—In this : That he, William P. Lackey, private of Company M, 2d U. S. Cavalry, did feloniously enter the post sutler store at Fort Sedgwick, Colorado Territory, and did steal therefrom a safe containing six thousand two hundred (\$6,200) dollars, more or less, in money ; and jewelry valued at twenty-five hundred (\$2,500) dollars.

This at Fort Sedgwick, Colorado Territory, on the morning of February 1st, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration of the evidence adduced, finds the prisoner as follows:

Of the specification, "Not Guilty," but guilty of being accessory.

Of the charge, "Not Guilty," but guilty of being accessory,

and the Court does therefore sentence him, Private William P. Lackey, Company M, 2d U. S. Cavalry, to be dishonorably discharged the service of the United States, and then to be confined at hard labor for one year in such penitentiary as the department commander may designate, forfeiting all pay and allowances now due, or that may become due.

The proceedings, findings, and sentence in the case of Private William P. Lackey, Company M, 2d U. S. Cavalry, are approved and confirmed. The Penitentiary at Fort Madison, Iowa, is designated as the place for his confinement.

II. The General Court Martial, of which Captain Alexander J. Dallas, 30th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Lieutenant Colonel,

Acting Assistant Adjutant General.

OFFICIAL:

Captain 27th Infantry, Aide-de-Camp,

Act'g. Asst. Adj't. Gen'l.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,

OMAHA, April 20, 1867.

GENERAL ORDERS, }
No. 17. }

I. Before a General Court Martial, which convened at Headquarters 30th U. S. Infantry, in camp near Fort Sedgwick, Colorado Territory, on the 23d day of February, 1867, pursuant to paragraph VI., Special Orders No. 31, Headquarters Department of the Platte, dated Omaha, Nebraska, February 13, 1867, and of which Captain Alexander J. Dallas, 30th U. S. Infantry, is President, were arraigned and tried—

Captain James P. W. Neill, 36th U. S. Infantry, on the following charge and specifications:

Charge.—“Disobedience of orders.”

Specification 1.—In this: That he, the said Captain James P. W. Neill, 36th U. S. Infantry, having been officially informed by Brevet Lieutenant Colonel R. I. Dodge, Major 30th U. S. Infantry, commanding the post of Fort Sedgwick, Colorado Territory, that the commanding officer's quarters was his office for the duty specified in Paragraph 403, Revised Regulations, and having been directed by Brevet Lieutenant Colonel Dodge, in the execution of this office, to report at said quarters, when officer of the day, did fail to obey said order.

Specification 2.—In this: That he, Captain James P. W. Neill, 36th U. S. Infantry, having failed to report, as set forth in 1st Specification to the charge, and having been sent for by Brevet Lieutenant Colonel R. I. Dodge, Major 30th U. S. Infantry, commanding post, and required to account for such failure, did refuse to obey

such order unless it were given him in writing, saying, "I will take the consequences."

This at Fort Sedgwick, Colorado Territory, on the 12th day of March, 1867.

To which charge and specifications the prisoner pleaded "Guilty."

The Court, after mature deliberation on the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the 1st specification of the charge, "Guilty."

Of the 2d specification of the charge, "Guilty."

Of the charge, "Guilty."

And does therefore sentence him, Captain, James P. W. Neill, 36th U. S. Infantry, to be reprimanded, in General Orders, by the Department Commander.

The Court is thus lenient on account of the grave doubt existing in the minds of certain members of the Court, as to the legality of the order disobeyed by the accused, and on account of the evident mitigating circumstances set forth in the statement of the accused.

II. The proceedings and findings of the Court in the case of Captain James P. W. Neill, 36th U. S. Infantry, are approved. The sentence is confirmed, though not regarded as at all commensurate with the offense of which he stands convicted. After a careful examination of the record, the reviewing officer fails to discover any of the "evident mitigating circumstances," alluded to in the sentence, and he is very confident that none exist. Accepting the accused's plea of "Guilty," to a well-defined and well-recognized military offence of a very serious character, and receiving no explanatory testimony, on the part of the prosecution, the duty of the Court was plain; but it appears to have permitted its mind to become confused by a specious defence, and to have mistaken a sentimental conceit for a principle. To establish that a commanding officer must select his office or his quarters agreeably to the likes or dislikes of his subordinates, before they are to obey his orders, is certainly a novel idea, but it is a legitimate sequence of the "grave doubts existing in the minds of certain

members of the Court as to the legality of the order disobeyed" in the case. In executing the sentence of the Court, such as it is, the Commanding General cannot but remember that, only a short time since, he directed the withdrawal of serious charges against the same officer, in the hope that his subsequent conduct would justify the act. He regrets to find that his leniency was misplaced.

It is unfortunate for Captain Neill that he is possessed of such delicate sensibilities, for, if he finds it so very painful to report to his commanding officer because in joint occupation of public quarters with an officer personally inimical to him, his military career does not promise to be either a very pleasant or a very useful one.

He will be released from arrest and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g. Asst. Adjt. Gen'l.

OFFICIAL:



Brevet Captain, A. D. C. and A. A. A. G.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

OMAHA, April 29, 1867.

GENERAL ORDERS, }
No. 18. }

I. Reports reaching these headquarters that evil-disposed persons, both here and at other places in the department, are habitually enticing soldiers to desert, and to sell their arms, ammunition, and clothing, the following extracts from an Act of Congress, approved March 3d, 1863, are published for the information of all concerned.

All officers will be vigilant to discover any violations of the provisions of this law, and, when discovered, a report of the same will be at once made to these headquarters, giving name of the offender, the names of witnesses, and all the circumstances of the case, that the same may be turned over to the United States District Attorney, for prosecution.

At points in the department remote from civil officers, and when the evidence is very clear, the offenders will be arrested by military authority, and held in confinement until the required report is made and the case received:

"SECTION 23.—That the clothes, arms, military outfits, and accoutrements, furnished by the United States to any soldier, shall not be sold, bartered, exchanged, pledged, loaned, or given away; and no person not a soldier, or duly authorized officer of the United States, who has possession of any such clothes, arms, military outfits, or accoutrements, furnished as aforesaid, and which have been the subjects of any such sale, barter, exchange, pledge, loan, or gift, shall have any right, title, or interest therein; but the same may be seized and taken, wherever found, by any officer of the United States, civil or military, and shall thereupon be delivered to any quartermaster, or other officer authorized to receive the same; and the possession of such clothes, arms, military outfits, or accoutrements, by any person not a soldier or officer of the United States, shall be prima facie evidence of such a sale, barter, exchange, pledge, loan, or gift, as aforesaid.

"SECTION 24.—That every person not subject to the rules and articles of war, who shall procure or entice, or attempt to procure or entice, a soldier, in the service of the United States, to desert; or who shall harbor, conceal, or give employment to a deserter; or carry him away, or aid in carrying him away, knowing him to

be such; or who shall purchase from any soldier his arms, equipments, ammunition, uniform, clothing, or any part thereof; and any captain or commanding officer of any ship or vessel, or any superintendent or conductor of any railroad, or any other public conveyance, carrying away any such soldier, as one of his crew, or otherwise, knowing him to have deserted, or shall refuse to deliver him up to the orders of his commanding officer, shall, upon legal conviction, be fined, at the discretion of any court having cognizance of the same, in any sum not exceeding five hundred dollars, and he shall be imprisoned not exceeding two years nor less than six months."

II. It is also complained of, that persons connected with trains on the plains frequently chip out from telegraph poles for their fuel, and often cut them entirely down for that purpose. It is made the duty of all officers and soldiers to be watchful to prevent, as far as possible, this, or any, injury to poles, or other structures or property of the telegraph company on the plains; and should it come to their knowledge that such injuries have been done, they are to use their best endeavors to detect the offender, and, if possible, arrest him, and hold him in confinement, reporting immediately the case in full.

The same watchfulness is to be observed to prevent injury to the bridges, roadways, or any structure or property of the Union Pacific Railroad, and the same system pursued with detected offenders. On most of their courses through this department, the military is the only organized or recognized authority, and it must be exercised for the preservation of good order generally, and especially for the protection of two objects of such general solicitude as these great public enterprises, so essential, not only to our own operations, but to the public and private business and convenience of the whole country.

III. It is believed that most of the petty successes of indians, in stealing and stampeding animals, running off a team here, and a few pack animals there, are due to a want of vigilance and care on the part of those entrusted with them. Hereafter, when losses of this kind occur, the nearest commanding officer will order a competent officer to investigate and report upon all the circumstances attending it.

This report will be accompanied by affidavits of the enlisted men and employees, and certificates on honor, of the officers, having

knowledge of the affair, and will be transmitted through the commanding officer to these headquarters, and whenever it appears that the loss has resulted from want of proper precaution, the War Department will be recommended to charge it to the negligent party, and he will, moreover, be tried by a court martial for neglect of duty.

IV. The great number of boards of survey ordered at different posts to relieve officers from responsibility of property receipted for, without due verification, renders it necessary to put a stop to this irregularity. It is the duty of an officer receipting for property to examine it carefully, and to see that in quantity and condition it corresponds exactly with his receipt. A failure to do this must be at his own risk, and hereafter no board of survey will be ordered to relieve an officer from a responsibility arising from such neglect.

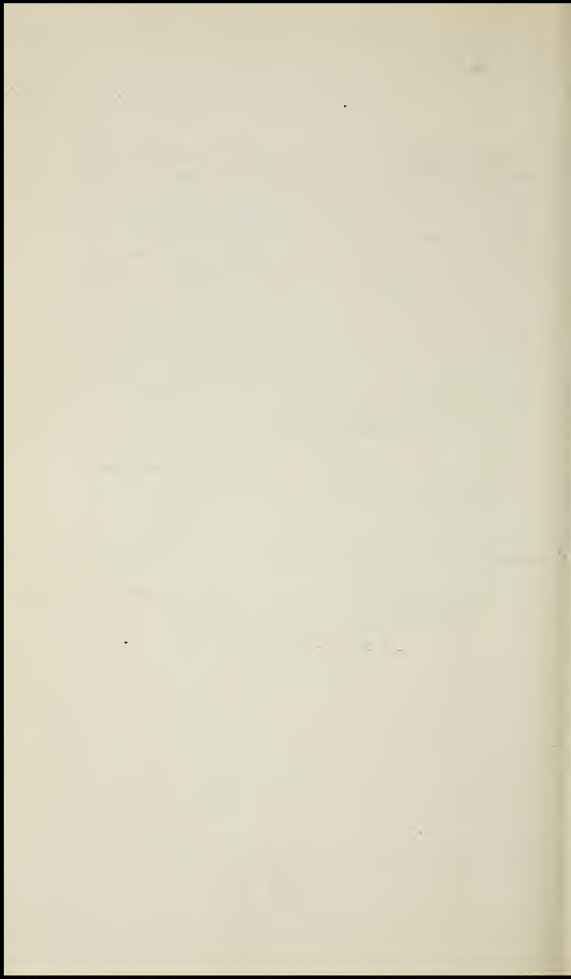
BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,
Brevet Major, Act'g. Ass't. Adj't. Gen'l.

OFFICIAL:



Brevet Captain, A. D. C., and A. A. A. G.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 2d, 1867.

GENERAL ORDERS, }
No. 19.

I. Before a General Court Martial, which convened at Fort McPherson, Nebraska, February 8th, 1867, pursuant to S. O. No 24, Headquarters Department of the Platte, dated Omaha, Nebraska, February 4, 1867, of which Capt. Jno. K. Mazer, 2d U. S. Cavalry, Brvt. Lt. Col. U. S. A., was President, were arraigned and tried—

1. William Thomas, unassigned Recruit, 2d U. S. Cavalry, on the following charges and specifications:

CHARGE 1.—“Desertion.”

CHARGE 2.—“Theft.”

Specification—In this, that he, Private William Thomas, unassigned Recruit, 2d U. S. Cavalry, did steal one private horse, the property of Mr. J. P. Boyer, citizen.

All this on or about the 19th day of January, 1867, at or near Fort McPherson, N. T.

To which charges and specifications the prisoner pleaded “Guilty.”

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him “Guilty,” as charged, and does therefore sentence him, William Thomas, unassigned Recruit 2d U. S. Cavalry, to forfeit to the U. S. twelve (12) dollars of his monthly pay, per month, for six (6) months, and to be confined at hard labor, under guard, for the same period.

2d. Frank Raymond, unassigned Recruit 2d U. S. Cavalry, on the following charges and specifications:

CHARGE 1.—“Desertion.”

CHARGE 2.—“Theft.”

Specification—In this, that he, Private Frank Raymond, unassigned recruit 2d U. S. Cavalry, did steal one private horse, the property of Mr. J. P. Boyer, citizen.

All this at, or near, Fort McPherson, N. T., on or about the 19th day of January, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Frank Raymond, unassigned recruit 2d U. S. Cavalry, to forfeit to the United States twelve (12) dollars of his monthly pay, per month, for six months, and to be confined at hard labor, under guard, for the same period.

3. Private John Tiffany, unassigned recruit 2d U. S. Cavalry, on the following charges and specification :

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this, that he, Private John Tiffany, unassigned recruit, 2d U. S. Cavalry, did steal one private horse, the property of Mr. J. P. Boyer, citizen, all this on or about the 19th day of January, 1867, at or near Fort McPherson, N. T.

To which charges and specifications the prisoner pleaded, "Not Guilty."

The Court, after maturely considering the evidence adduced, finds him "Not Guilty," and does therefore acquit him.

4. Edward Millrick, unassigned recruit, 2d U. S. Cavalry, on the following charge and specifications :

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1st—In this, that the said Edward Millrick, unassigned recruit, 2d U. S. Cavalry, did willfully and intentionally draw a Colt's army revolver pistol, on Lance Corporal George Smith, unassigned recruit, 2d U. S. Cavalry; did cock it and make an assault with intent to kill, saying "if you don't take back what you said the other day you are a dead man," or words to that effect.

All this at or near Fort McPherson, N. T., on or about the 23d day of January, 1867.

Specification 2nd—In this, that when Lance Corporal George Smith, unassigned recruit 2d U. S. Cavalry, did attempt to take the

Colt's Revolver from the said Edward Millrick, unassigned recruit 2d U. S. Cavalry, he, the said Lance Corporal George Smith, being in the execution of his office—he, the said unassigned recruit, Edward Millrick, did fire the aforesaid Colt's army revolver pistol at the aforesaid Lance Corporal George Smith, with a murderous intent.

All this at or near Fort McPherson, N. T., on or about the 23d day of January, 1867.

To which charge and specifications the prisoner pleaded "Not Guilty."

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the 1st Specification, "Guilty."

Of the 2d Specification, "Not Guilty."

Of the Charge, "Guilty."

And does, therefore, sentence him, Edward Millrick, unassigned recruit 2d U. S. Cavalry "to be dishonorably discharged the service of the U. S., forfeiting all pay and allowanees now due, or to become due to him, except the just dues of the Sutler and Laundress, and to be confined at hard labor in such Penitentiary as the Commanding General of the Department may direct, for one (1) year, from the date of his discharge."

5. Private Michael Bates, Co. "I," 36th U. S. Infantry, on the following charge and specifications:

CHARGE.—Conduct prejudicial to good order and military discipline.

Specification 1st—In this, that he, the said Michael Bates, on or about the evening of the 26th of December, 1866, at or near Fort Kearney, N. T., did lift up, throw at, and strike Sergeant Harry Fenton, Co. "I," 36th U. S. Infantry, with two pieces of wood and a bottle: thus three distinct and separate times offer violence to his superior.

All this at or near Fort Kearney, N. T., on or about the evening of the 26th of Dec. 1866.

Specification 2d.—In this, that he, the said Michael Bates, private Co. "I," 36th U. S. Infantry, on or about the 27th of December, 1866, at or near Brady's Island Station, did maliciously threaten to shoot and kill Sergeant Henry Fenton, Co. "I," 36th U. S. Infantry,

and did also call him, the said Sergeant Henry Fenton, "a son of a bitch," using the expression frequently, almost an innumerable number of times, in the presence of the members of the Company "I," 36th U. S. Infantry—that he, the said Michael Bates, did load his piece with the avowed intention of killing Sergeant Fenton—and did try his piece and found it loaded—and stated "I have just shot two men down the road, and now intend to shoot Sergeant Fenton," and more to that effect.

Specification 3d.—In this, that he, the said Michael Bates, private Co. "I," 33th U. S. Infantry, did on or about the 9th of January, 1867, at or near Fort McPherson, N. T., maliciously raise and throw a knife at the company cook, Private William Conrad, Co. "I," 36th U. S. Infantry, and when arrested for the purpose of punishment, did resist Sergeant Cantnell, and was only prevented from offering violence by the interference of Sergeant Alton, of the same Company.

All this at or near Fort McPherson, N. T., on or about the 9th of January, 1867.

To which charge and specifications the prisoner pleaded "Not Guilty."

The Court, after maturely considering the evidence adduced, finds the prisoner, as follows:

Of the 1st specification, "Guilty."

Of the 2d specification "Guilty," except the words, "did call Sergt.

Fenton, a son of a bitch, using this expression frequently, almost an innumerable number of times," and the words "did load his piece with the avowed intention of killing Sergeant Fenton."

Of the 3d specification, "Guilty."

Of the charge, "Guilty."

And does, therefore, sentence him, Michael Bates, Private Co. "I," 36th U. S. Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances now due, or to become due him, except the just dues of the Sutler and Laundress, and to be confined at hard labor in such Penitentiary as the Commanding General of the Department may direct, for one (1) year from the date of his discharge.

II. Before a General Court Martial which convened at Fort

McPherson, Nebraska, on the 22d day of March, 1867, pursuant to Special Orders No. 51, Headquarters Department of the Platte, dated Omaha, Nebraska, March 19th, 1867, and of which 1st Lieutenant E. I. Spaulding, 2d U. S. Cavalry, Brevet Captain U. S. Army, is President, were arraigned and tried:

1st. Recruit Patrick Boyle, 27th U. S. Infantry, on the following charge and specifications:

CHARGE—Conduct prejudicial to good order and military discipline.

Specification 1st.—In this, that he, Recruit Patrick Boyle, 27th U. S. Infantry, did strike and kick Recruit James Duggan, 27th U. S. Infantry, without provocation, the said Duggan lying quietly in his own bunk at the time, having said or done nothing to said Boyle.

All this at Fort McPherson, N. T., on or about February 15th, 1867.

Specification 2d—In this, that he, the said Recruit Patrick Boyle, 27th U. S. Infantry, did strike and kick Recruit James Duggan, 27th U. S. Infantry, without provocation, and when ordered by Lance First Sergeant Charles M. Purnell, 27th U. S. Infantry, to remain quiet, did seize him, the said Sergeant, by the shirt collar, and draw a knife, and lift it against him, with malice aforethought and murderous intent and did refuse to go to the guard house, calling said Sergeant Charles M. Purnell, "a dirty son of a bitch," and "if I could only get a cut at you, I would be satisfied," or words to that effect.

All this at Fort McPherson, N. T., on or about the 15th of February, 1867.

Specification 3d—In this that he, the said Recruit Patrick Boyle, 27th U. S. Infantry, having obtained a carbine, did point it at the head of Andrew C. Brodie, a citizen and afterwards at Recruit Abraham Mesic, 27th U. S. Infantry, halting them and demanding their business, and after using abusive and insulting language, did allow them to pass on.

All this at or near Fort McPherson, N. T., on or about the 26th day of February, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation on the evidence adduced, finds the prisoner, as follows:

Of the 1st specification, "Not Guilty."

Of the 2d specification, "Guilty," except the words, "did strike and kick Recruit James Duggan, 27th Infantry, without provocation, and, when ordered by Lince First Sergeant Charles M. Purnell, 27th Infantry, to remain quiet, did seize him, the said Sergeant, by the shirt collar, and draw a knife and lift it against him with malice aforethought and murderous intent."

Of the 3d specification, "Guilty," except the words "at the head of Andrew C. Brodie, a citizen and afterwards—"

And does therefore sentence him, Recruit Patrick Boyle, 27th U. S. Infantry, to be confined at hard labor, in charge of the guard, for a period of three calendar months, and to forfeit to the United States, ten dollars (\$10) of his monthly pay, per month, for the same period.

2d. Acting Corporal William Brown, Recruit 2d U. S. Cavalry. CHARGE—Conduct prejudicial to good order and military discipline.

Specification 1st.—In this that he, Acting Corporal William Brown, unassigned recruit 2d U. S. Cavalry, did maliciously and wilfully, and with intent to kill, shoot, with a Spencer carbine, Private John Hovie, Company "B," 2d U. S. Cavalry, wounding him so severely in the left arm that his life is in danger.

This at or near Jeffrey's Rancho, near Fort McPherson, Nebraska, on or about the 6th day of March, 1867.

Specification 2d.—In this, that he, Acting Corporal William Brown, unassigned recruit 2d U. S. Cavalry, did, after shooting Private John Hovie, Company "B," 2d U. S. Cavalry, attempt to strike him with the butt of his carbine, (being only prevented doing so by the exertions of the bystanders) saying, "I am sorry I did n't kill you," or words to that effect.

This at or near Jeffrey's Rancho, near Fort McPherson, Nebraska, on or about the 6th day of March, 1867.

Specification 3d.—In this, that he, Acting Corporal William

Brown, unassigned recruit 2d U. S. Cavalry, did spring open and shut the lever of his Spencer carbine, as if loading it, and did aim with his carbine at Sergeant David S. Harry, Co. "B," 2d U. S. Cavalry, and his detachment, who were approaching to arrest him.

This at or near Meschatt's Rancho, near Fort McPherson, Nebraska, on or about the 6th day of March, 1867.

Specification 4th.—In this, that he, Acting Corporal William Brown, unassigned recruit 2d U. S. Cavalry, did resist the efforts of Sergeant David S. Harry, Co. "B," 2d U. S. Cavalry, to arrest him, (Sergeant Harry being in the lawful performance of his duty,) and did try to possess himself of the carbines carried by two men of Sergeant Harry's detachment, evidently with intention of making further resistance.

This at or near Meschatt's Rancho, near Fort McPherson, Nebraska, on or about the 6th day of March, 1867.

Specification 5th.—In this, that he, Acting Corporal William Brown, unassigned recruit 2d U. S. Cavalry, did, while on his way from Meschatt's Rancho to Fort McPherson, Nebraska, under charge of a guard, shake his fist at Sergeant David S. Harry, Co. "B," 2d U. S. Cavalry, who was in command of the detachment, saying: "You God damned son of a bitch. I've got a mark against you, and I mean to take it out," or words to that effect; and did then try to take a carbine (evidently with an intention to do mischief,) from Private Francis M. Carver, Co. "B," 2d U. S. Cavalry, who was guarding him.

This on the road, at or near Fort McPherson, Nebraska, on or about the 6th of March, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the prisoner as follows: Of the 1st specification "Guilty," with the exception of the words "maliciously and wilfully, and with intent to kill."

Of the 2d specification, "Guilty," with the exception of the words, 'I am sorry I did n't kill you,' or words to that effect."

Of the 3d specification, "Guilty," with the exception of the words, "and did aim with his carbine at Sergeant David S. Harry, Co. "B,"

2d U. S. Cavalry, and his detachment, who were approaching to arrest him."

Of the 4th specification, "Not Guilty."

Of the 5th specification, "Guilty."

Of the charge, "Guilty."

And the Court does therefore sentence him, Acting Corporal William Brown, recruit 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard, for a period of six months and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the same period.

3d. Private Alonzo M. Dain, Co. "B," 2d U. S. Cavalry.
CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private Alonzo M. Dain, Company "B," 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due or may become due, for the same period, (except the just dues of the Landdress,) and to make good the time lost by desertion, and to refund to the United States the money value of all public property lost by his desertion.

4th. Private Charles Partenheimer, Company "F," 2d Regiment Cavalry.

CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged; and does therefore sentence him, Private Charles Partenheimer, Company "F," 2d Regiment Cavalry, to be confined at hard labor, in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now, or may become due, for the same period, (except the just dues of the Landdress,) and to make good

the time lost by desertion, and to refund to the United States the money value of all public property lost by his desertion.

5th. Private Charles Arlington, Company "C," 2d U. S. Cavalry.
CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged; and does therefore sentence him, Private Charles Arlington, Company "C," 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due or may become due for the same period, (except the just dues of the laundress) and to make good the time lost by desertion, and to refund to the United States the money value of all public property lost by his desertion.

6th. Private Michael McCarthy, Company "H" 2nd U. S. Cavalry.

CHARGE.—"Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner and finds him "Guilty" as charged; and does therefore sentence him, Private Michael McCarthy, Company "H" 2nd U. S. Cavalry, to be confined at hard labor in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due or may become due for the same period, (except the just dues of the Laundress,) and to make good the time lost by desertion; and to refund to the United States the money value of all public property lost by his desertion.

7th. Private William Mitchell, 1st Company Recruits, 18th U. S. Infantry.

CHARGE.—"Absence without leave."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced,

confirms the plea of the prisoner, and finds him "Guilty," as charged; and does therefore sentence him, Private William Mitchell, 1st Company Recruits, 18th U. S. Infantry, to be confined at hard labor in charge of the guard, for the period of two months, and to forfeit to the United States fourteen dollars (\$14) of his monthly pay, per month, for the same period.

8th. Private John Wilson, 2nd Company Recruits, 18th U. S. Infantry.

CHARGE.— "Desertion."

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged; and does therefore sentence him, Private John Wilson, 2nd Company Recruits, 18th U. S. Infantry, to be confined at hard labor in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due or may become due, (except the just dues of the Landress,) for the same period; and to make good the time lost by desertion; and to refund to the United States the money value of all public property lost by his desertion.

9th. Lance Corporal George W. Haydock, 2d company recruits 18th U. S. Infantry, on the following charge and specification:

CHARGE—Desertion.

To which charge and specification the prisoner pleaded "Guilty."

SENTENCE.

The prisoner having no testimony to offer, and no statement to make, the Court was cleared, and after due deliberation, confirms the plea of the prisoner, and find him "Guilty" as charged, and the Court does therefore sentence him, George W. Haydock, Lance Corporal 2d company recruits 18th U. S. Infantry, "to be confined at hard labor in charge of the guard for the period of one year, and to forfeit to the United States all pay that is now due, or may become due (except the just dues of the landress) for the same period; and to make good the time lost by desertion; and to refund to the United States the money value of all public property lost by his desertion."

10th. Private John Bluet, 1st Company recruits, 18th U. S. Infantry.

CHARGE.—“Desertion.”

To which charge and specification the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner and finds him “Guilty,” as charged; and does therefore sentence him, Private John Bluet, 1st Company Recruits, 18th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due, or may become due, (except the just dues of the Landress,) for the same period; and to make good the time lost by desertion; and to refund the money value of all public property lost by his desertion.

11th. Private George Zinn, 1st Company Recruits, 18th U. S. Infantry.

CHARGE.—“Desertion.”

To which charge and specification the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of the prisoner, and finds him “Guilty,” as charged, and does therefore sentence him, Private George Zinn, 1st Company Recruits, 18th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of one year, and to forfeit to the United States all pay that is now due or may become due, (except the just dues of the Landress) for the same period; and to make good the time lost by desertion; and to refund to the United States the money value of all public property lost by his desertion.

12th. Private Jacob Seagrist, Company “H” 2nd U. S. Cavalry.

CHARGE.—“Absence without leave.”

To which charge and specification the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence adduced, confirms the plea of prisoner and finds him “Guilty,” as charged, and does therefore sentence him, Private Jacob Seagrist, company “H”

2nd U. S. Cavalry, to forfeit to the United States, twelve dollars (\$12) of his monthly pay, per month, for a period of three months.

III. The proceedings, finding and sentence in the cases of William Thomas and Frank Raymond, unassigned recruits 2d U. S. Cavalry, are approved and confirmed.

The proceedings and finding in the case of Private John Tiffany, unassigned recruit 2d U. S. Cavalry, are approved. He will be released from confinement.

The proceedings and findings in the case of Edward Millrick, unassigned recruit 2d U. S. Cavalry are approved; but as the evidence shows previous provocation in the improper conduct of Lance Corporal Smith, unassigned recruit 2d U. S. Cavalry, the sentence is mitigated to confinement at hard labor in the guard house for three months, and a forfeiture of all pay for the same period.

The proceedings and finding in the case of Michael Bates, Private Co. "I," 36th U. S. Infantry, are approved. The sentence is mitigated to confinement at hard labor in the guard house for six months and a forfeiture of all pay and allowances for the same time.

The proceedings and findings in the case of recruit Patrick Boyle, 27th U. S. Infantry are approved. The sentence is mitigated to a forfeiture of fifteen dollars of his pay, and confinement at hard labor in charge of the guard for one calendar month.

The proceedings and findings in the case of Private William Mitchell, 1st company of recruits 18th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of twelve dollars of his pay for one month.

The proceedings, findings and sentences in the cases of acting Corporal William Brown, recruit, Privates Alonzo M. Dain, Co. "B," Charles Bartenheimer, Co. "F," Charles Arlington, Co. "C," Michael McCarthy, Co. "H," 2nd U. S. Cavalry, Lance Corporal George W. Haydock and John Wilson, 2nd company recruits, John Bluet and George Zinn, 1st company recruits 18th U. S. Infantry, are approved and confirmed.

The proceedings, findings and sentence in the case of Jacob Seagrist, recruit Co. "H," 2d U. S. Cavalry, are approved. The

sentence is mitigated to a forfeiture of twelve dollars of his pay for one month.

IV. The General Court Martial of which Brevet Lieut. Col. J. K. Mizner, Capt. 2d U. S. Cavalry is President, is dissolved.

V. The General Court Martial of which Brevet Capt. E. J. Spaulding, 1st Lieut. 2d U. S. Cavalry is President, is dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Lieutenant Colonel,

Acting Assistant Adjutant General.

OFFICIAL:

Captain 27th Infantry, Aid-de-Camp,

Act'g Asst. Adj't Gen'l.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 6th, 1867.

GENERAL ORDERS, }
No. 20. }

When the new breech-loading arms are turned over to the troops, there will be issued to each company, ammunition at the rate of two hundred rounds per man. This ammunition will be retained with the company wherever it moves.

The expensiveness of this ammunition, and the time and trouble required to obtain it, demand the utmost care in its preservation.

Company commanders will keep records of all cartridges issued to their men, and will require them to account for every one received; and should any be lost or destroyed through negligence or carelessness, they will be charged on the first subsequent muster-roll against the loser, at the rate of twenty-five cents per cartridge.

For each of the new arms so lost or destroyed, they will charge, in like manner, fifty dollars.

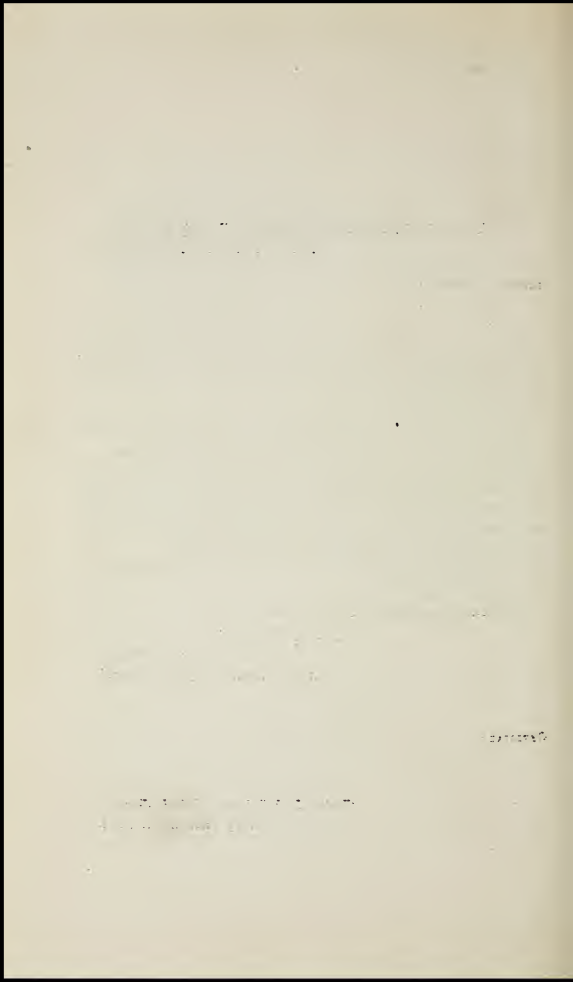
BY COMMAND OF BREVET MAJOR GENERAL A. J. UR.

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL :

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 7th, 1867.

GENERAL ORDERS, }
No. 21. }

1st Lieutenant REUBEN W. PETRIKIN, Corps of Engineers, having reported at these headquarters, is announced on the Staff of the Brevet Major General Commanding.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,
*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*

RECEIVED BY THE SECRETARY OF THE
NAVY DEPARTMENT, WASHINGTON, D. C.

1914

THE SECRETARY OF THE NAVY,
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TO THE SECRETARY OF THE NAVY,
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FROM THE SECRETARY OF THE NAVY,
WASHINGTON, D. C.

1914

RECEIVED BY THE SECRETARY OF THE
NAVY DEPARTMENT, WASHINGTON, D. C.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 11, 1867.

GENERAL ORDERS, }
No. 22. }

I. Before a General Court Martial, which convened at Headquarters Department of the Platte, Omaha, Nebraska, pursuant to Special Orders No. 78, series of 1867, from these Headquarters, and of which Brevet Lieutenant Colonel C. H. Carlton, Captain 4th U. S. Infantry, is President, were arraigned and tried—

1st. Brevet Captain Henry C. Meinell, 1st Lieutenant 3d U. S. Artillery, on the following charge and specification :

CHARGE.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Brevet Captain Henry C. Meinell, 1st Lieutenant 3d Regiment U. S. Artillery, did in violation of law and army regulations, maliciously assault and strike three times with his fist, John Mullen, at the time a private soldier of Battery C, 3d U. S. Artillery.

This at Jefferson Barracks, Missouri, on or about the 27th day of March, 1867.

To which charge and specification the accused pleaded as follows:
To the specification, “Guilty,” except the words, “in violation of law and army regulations, maliciously.”
To the charge, “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification, “Guilty,” except the word, “maliciously.”

Of the charge, “Guilty,”

and does therefore sentence him, Brevet Captain Henry C. Meinell, 1st Lieutenant 3d U. S. Artillery, to be reprimanded in General Orders by the Commanding General, Department of the Platte.

The proceedings in the case of Brevet Captain Henry C. Meinell, 1st Lieutenant 3d U. S. Artillery, are approved, but the findings and sentence are disapproved. It appears from the record that Captain

Meinell had occasion to send for a private of his battery, and received in return, through his messenger, an impertinent reply.

Instead of having the offender properly punished, he goes himself to the company, and without inquiry of the man if there was any mistake in the message delivered him, proceeds to strike him three times with his fist. The Court find, however, that this was not done *maliciously*, and from the mild character of the sentence awarded, evidently regard it as not a serious offence, although from their finding, "in violation of law and army regulations." If there can be imagined a more serious injury to the discipline and morale of a command, than such example of unlawful violence on the part of an officer toward those under his command, it is surely to be found in the action of a court martial which treats the convicted offender with such discriminating tenderness, and, in the next case brought before it, sentences a private soldier to a forfeiture of thirty dollars of his pay for an unauthorized absence of two days.

Sympathy and consideration for a brother officer are all very well in their proper place, but are not to be exercised at the expense of discipline, character, and tone of the service.

Brevet Captain Henry C. Meinell, 1st Lieutenant 3d U. S. Artillery, is released from arrest and returned to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Lieutenant Colonel,

Acting Assistant Adjutant General.

OFFICIAL:

Captain 27th Infantry, Aide-de-Camp,

Act'g. Asst. Adj't. Gen'l.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 14, 1867.

GENERAL ORDERS, }
No. 23. }

I. Before a General Court Martial, which convened at Headquarters Department of the Platte, Omaha, Nebraska, pursuant to Special Orders No. 78, series of 1867, from these Headquarters, and of which Brevet Lieutenant Colonel C. H. Carlton, Captain 4th U. S. Infantry, is President, were arraigned and tried—

1st. Private David Geary, Company F, 4th U. S. Infantry, on the following charge and specification:

CHARGE.—“Desertion.”

To which charge and specification the prisoner pleaded as follows:

To the specification, “Guilty.”

To the charge, “Not Guilty,” of desertion, but “guilty of absence without leave.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him as follows:

Of the specification, “Guilty.”

Of the charge, “Not Guilty” of desertion, but “guilty of absence without leave,”

and does therefore sentence him to forfeit ten dollars per month of his monthly pay for three months.

2d. Musician Richard S. Parent, Company I, 4th U. S. Infantry, on the following charge and specification:

CHARGE.—“Desertion.”

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, Musician Richard S. Parent, Company I, 4th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due him;

except the just dues of the sutler and laundress, to be confined at hard labor in charge of the guard for six months, and at the expiration of that period to have his head shaved, to be dishonorably discharged from the service of the United States, and to be drummed out of camp.

3d. Private Charles Wadsworth, Company D, 4th U. S. Infantry, on the following charge and specification :

CHARGE.—“Desertion.”

To which charge and specification the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him “Guilty,” as charged, and does therefore sentence him, Private Charles Wadsworth, Company D, 4th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due him, except the just dues of the sutler and laundress, to be confined at hard labor in charge of the guard for six months, and at the expiration of that period to have his head shaved, to be dishonorably discharged from the service of the United States, and to be drummed out of the camp.

4th. Private John Ike, Battery C, 3d U. S. Artillery, on the following charge and specification :

CHARGE.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Private John Ike, of light battery C, 3d U. S. Artillery, having been regularly detailed for guard duty, did, when ordered by the sergeant of the guard, Corporal Jaachienr Tarrea, of same battery, to relieve a sentry on post number one of the battery stable, and to take post there, refuse to obey, at the same time using the following disrespectful language: “I’ll be God damn if I take post.”

This at Jefferson Barracks, Missouri, on or about the 18th day of March, 1867.

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature consideration, finds the prisoner as follows:

Of the specification, "Guilty," except the words, "at the same time using the following disrespectful language, 'I'll be God damn if I take post.' "

Of the charge, "Guilty,"

and does therefore sentence him, Private John Ike, Battery C, 3d U. S. Artillery, to forfeit to the United States ten dollars of his monthly pay for the period of one month.

The proceedings and findings in the case of Private David Geary, Company F, 4th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of ten dollars of his pay.

The proceedings and findings in the cases of Musician Richard S. Parent, Company I, and Private Charles Wadsworth, Company D, 4th U. S. Infantry, are approved. That part of the sentences which requires them to have their heads shaved, to be dishonorably discharged, and to be drummed out of camp, is hereby remitted. The remainder will be carried into effect

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Lieutenant Colonel,

Acting Assistant Adjutant General.

OFFICIAL:

Captain 27th Infantry, Aide-de-Camp,

Act'g. Asst. Adj't. Gen'l.

[illegible]

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 15, 1867.

GENERAL ORDERS, }
No. 24. }

Captain G. B. RUSSELL, 44th U. S. Infantry, having reported at these Headquarters, pursuant to Special Orders No. 199, Paragraph 5, Headquarters of the Army, Adjutant General's Office, dated Washington, April 17, 1867, is announced, for the present, on the staff of the General Commanding, as Acting Aide-de-Camp.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,
Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.

OFFICIAL:

Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.

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G. C. M.

1. Private *Thomas Connelly*, Company I, 2d U. S. Cavalry.
2. Private *Lacy Dias*, Company K, 18th U. S. Infantry.
3. Private *Lewis Vanderstadt*, Company K, 2d U. S. Cavalry.
4. Private *John Apple*, Company K, 2d U. S. Cavalry.
5. Private *John Sipe*, Company F, 2d U. S. Cavalry.
6. Private *Richard P. Reigel*, Company H, 2d U. S. Cavalry.
7. Private *Charles L. Richmond*, Company H, 2d U. S. Cavalry.

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, May 20, 1867.*

GENERAL ORDERS, }
No. 25. }

I. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Orders No 61 and 78, current series, from these Headquarters, and of which Brevet Lieutenant Colonel John Green, Captain 2d U. S. Cavalry, is President, were arraigned and tried—

1st. Private Thomas Connelly, Company I, 2d U. S. Cavalry.

CHARGE.—“Deserting his post as sentinel.”

To which charge and the specification appended the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, Private Thomas Connelly, Company I, 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for ninety days, and to forfeit to the United States ten dollars per month, of his monthly pay, for the same period.

2d. Private Lacy Dias, Company K, 18th U. S. Infantry.

CHARGE.—“Desertion.”

To which charge and the specification appended the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private Lacy Dias, Company K, 18th U. S. Infantry, to make good the time lost by desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit to the United States all pay and allowances that are now or that may become due him for same period, except the just dues of sutler and laundress, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and water, every alternate fourteen days, for the first five months of his confinement.

3d. Private Lewis Vanderstadt, Company K, 2d U. S. Cavalry.

CHARGE 1.—"Desertion."

CHARGE 2.—"Conduct prejudicial to good order and military discipline."

Specification—In this; That he, Private Lewis Vanderstadt, Company K, 2d U. S. Cavalry, did appropriate for his own use, and take away from his company, one Spencer carbine and accoutrements, the property of the United States, and for which 2d Lieutenant Randolph Norwood, 2d U. S. Cavalry, was responsible.

This at Fort Laramie, Dakota Territory, on or about April 18, 1867.

To which charges and specifications the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private Lewis Vanderstadt, Company K, 2d U. S. Cavalry, to make good the time lost by desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit to the United States all pay and allowances that are now, or may become due, for the same period, except the just dues of the sutler and laundress, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and

water, every alternate fourteen days, for the first five months of his confinement.

4th. Private John Apple, Company K, 2d U. S. Cavalry.

CHARGE 1.—“Desertion.”

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this; That he, Private John Apple, Company K, 2d U. S. Cavalry, did appropriate for his own use, and take away from his company, one Spencer carbine and accoutrements, the property of the United States, and for which 2d Lieutenant Randolph Norwood, 2d U. S. Cavalry, was responsible.

This at Fort Laramie, Dakota Territory, on or about April 18, 1867.

To which charges and specifications the prisoner pleaded as follows;

To the specification of the 1st charge, “Guilty.”

To the 1st charge, “Guilty.”

To the specification of the 2d charge, “Not Guilty.”

To the 2d charge, “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner “Guilty,” as charged, and does therefore sentence him, Private John Apple, Company K, 2d U. S. Cavalry, to make good the time lost by desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit to the United States all pay and allowances that are now, or may become due him, for the same period, except the just dues of the laundress and sutler, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and water, every alternate fourteen days, for the first five months of his confinement.

5th. Private John Sipe, Company F, 2d U. S. Cavalry.

CHARGE.—“Desertion.”

To which charge and the specification appended the prisoner pleaded “Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private John Sipe, Company F, 2d U. S. Cavalry, to make good the time lost by desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit all pay and allowances that are now, or that may become due, for the same period, except the just dues of the laundress and sutler, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and water, every alternate fourteen days, for the first five months of his confinement.

6th. Private Richard P. Reigel, Company H, 2d U. S. Cavalry.

CHARGE.—"Desertion."

To which charge and the specification appended the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private Richard P. Reigel, Company H, 2d U. S. Cavalry, to make good the time lost by desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit all pay and allowances that are now, or may become due, for the same period, except the just dues of the laundress and sutler, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and water, every alternate fourteen days, for the first five months of his confinement.

7th. Private Charles L. Richmond, Company H, 2d U. S. Cavalry.

CHARGE.—"Desertion."

To which charge and the specification appended the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private Charles L. Richmond, Com-

pany H, 2d U. S. Cavalry, to make good the time lost by Desertion, to be confined at hard labor, in charge of the guard, for six months, to forfeit all pay and allowances that are now, or may become due him, except the just dues of the laundress and sutler, and the necessary fatigue clothing while in confinement, and to be placed in solitary confinement on bread and water every alternate fourteen days for the first five months of his confinement.

II. The proceedings, findings, and sentence in the case of Private Thomas Connelly, Company I, 2d U. S. Cavalry, are approved and confirmed.

The proceedings and findings in the cases of Privates Lacy Dias, Company K, 18th U. S. Infantry; Lewis Vanderstadt, Company K, 2d U. S. Cavalry; John Apple, Company K, 2d U. S. Cavalry; John Sipe, Company F, 2d U. S. Cavalry; Richard P. Reigel, Company H, 2d U. S. Cavalry; and Charles L. Richmond, Company H, 2d U. S. Cavalry, are approved. So much of the sentences as relates to solitary confinement on bread and water is remitted. The remainder will be carried into effect.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, May 25, 1867.

GENERAL ORDERS, }
No. 26. }

In February last, at Fort Philip Kearny, two months after the massacre near that post, and nothing meanwhile, having been heard from Fort C. F. Smith, the post beyond, well-founded apprehensions were entertained for its safety, surrounded, as it was known to be, by hostile indians. Two efforts were made to communicate with that post by means of guides and scouts familiar with the country, but the severity of the weather, the deep snows, and the presence of indians on the trail, rendered them futile. Then it was that two sergeants of the 18th U. S. Infantry,—1st Sergeant JOSEPH GRAHAM of Company G, and Sergeant GEORGE GRANT of Company E. volunteered their services to accomplish the desired object.

Undeterred by the known difficulties to be encountered, and predictions of failure, they started forth on foot, and overcoming the perils and dangers attending every step of the ninety miles, reached their destination. Returning a few days after, they were attacked by indians and separated, but each succeeded, undergoing great sufferings and privations, in reaching his post alive.

The Commanding General takes this means of acquainting the department and superior authorities with these facts, so creditable to Sergeants GRAHAM and GRANT, and at the same time of making matter of permanent record, his appreciation of such exhibitions of bravery, energy, and perseverance.

A copy of this order will be sent to each of these sergeants through their commanding officer.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*

G. C. M.

1. Sergeant *John J. Cremer*, Company K, 30th U. S. Infantry.
 2. Private *Thomas Leland*, Company F, 30th U. S. Infantry.
 3. Private *Thomas M. Boyd*, Company F, 30th U. S. Infantry.
 4. Private *Benjamin B. Abernethy*, Company I, 30th U. S. Infantry.
 5. Private *George Hett*, Company C, 30th U. S. Infantry.
 6. Private *Patrick Murray*, Company G, 30th U. S. Infantry.
 7. Private *Delos Huntley*, Company F, 30th U. S. Infantry.
 8. Private *Benjamin Huckworth*, Company H, 30th U. S. Infantry.
 9. Private *William Boyer*, Company I, 30th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, May 31, 1867.

GENERAL ORDERS, }
No. 27. }

I. Before a General Court Martial, which convened at the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, pursuant to Special Orders, No. 89, current series, from these Headquarters, and of which Brevet Lieutenant Colonel R. I. Dodge, Major 30th U. S. Infantry, is President, were arraigned and tried:—

1st. Sergeant John J. Cremer, Company K, 30th U. S. Infantry.

CHARGE.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Sergeant John J. Cremer, of Company K, 30th U. S. Infantry, being the senior non-commissioned officer with a detachment of the 30th U. S. Infantry, at North Platte station, N. T., and having been directed by the officer in charge of said detachment, 2d Lieutenant Joseph H. Hays, 30th U. S. Infantry, to dispose of some bacon, being a part of the rations of said detachment, and buy fresh beef with the money received from the sale of said bacon, did sell a quantity of bacon, flour, and candles, said bacon, flour, and candles being part of the rations of said detachment, and did fail to buy any fresh beef, as directed: and the said

Sergeant John J. Cremer did use and convert to his own use the money received from the sale of said bacon, flour, and candles, except the sum of two dollars (\$2).

This at North Platte station, N. T., between the 1st and 29th days of April, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Sergeant John J. Cremer, Company K, 30th U. S. Infantry, to be reduced to the ranks, to have thirteen dollars and ninety cents (\$13.90), the amount of money received, stopped from his pay, and to be confined at hard labor, in charge of regimental guard, for one month.

2d. Private Thomas Leland, Company F, 30th U. S. Infantry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private Thomas Leland, Company F, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

3d. Private Thomas M. Boyd, Company F, 30th U. S. Infantry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private Thomas M. Boyd, Compa-

ny F. 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

4th. Private Benjamin B. Abernethy, Company I, 30th U. S. Infantry.

CHARGE.—“Conduct to the prejudice of good order and military discipline.”

Specification—In this: That he, the said Private Benjamin B. Abernethy, Company I, 30th U. S. Infantry, having been duly posted as a sentinel, with instructions not to allow any one to pass his post, unless by proper authority, did allow four enlisted men to pass his post, they intending to desert.

All this at or near Platte City, Nebraska, on or about the 9th day of April, 1867.

To which charge and specification the prisoner pleaded “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification, “Guilty,” excepting “did allow four enlisted men to pass his post, they intending to desert,” but guilty of allowing two enlisted men to pass his post, they intending to desert.

Of the charge, “Guilty.”

and does therefore sentence him, Private Benjamin B. Abernethy, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

5th. Private George Hett, Company C, 30th U. S. Infantry.

CHARGE 1.—“Desertion.”

CHARGE 2.—“Conduct prejudicial to good order and military discipline.”

Specification—In this: That he, Private George Hett, Company

C, 30th U. S. Infantry, a duly enlisted soldier in the service of the United States, having deserted the service, did take away with him the following articles of government property, viz: one Spencer carbine, valued at \$100; and some ammunition.

This at or near Terry's Rancho, C. T., on or about April 23d, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private George Hett, Company C, 30th U. S. Infantry, to refund to the United States the price of one (1) Spencer carbine and one hundred (100) rounds of ammunition, to forfeit his pay, except the just dues of the laundress and sutler, for six months, and to be confined at hard labor, at such place as may be designated by the department commander, for the same period.

6th. Private Patrick Murray, Company G, 30th U. S. Infantry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private Patrick Murray, Company G, 30th U. S. Infantry, to forfeit to the United States ten (\$10) dollars per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

7th. Private Delos Huntley, Company F, 30th U. S. Infantry.

CHARGE.—"Desertion of guard."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

firms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private Delos Huntley, Company F, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the regimental guard, for thirty (30) days.

8th. Private Benjamin Hackworth, Company H, 30th U. S. Infantry.

CHARGE.—"Neglect of duty."

Specification—In this: That he, the said Private Benjamin Hackworth, Company H, 30th U. S. Infantry, did, after being duly posted as sentinel over cattle belonging to the 30th U. S. Infantry, fall asleep on his post, and allow the cattle to stray away.

This at camp, near Fort Sedgwick, C. T., on or about the night of the 13th of May, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification, "Guilty," except the words "fall asleep on his post and."

Of the charge, "Guilty,"

and does therefore sentence him, Private Benjamin Hackworth, Company H, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for two months, and to be confined in the regimental guard-house for the same period.

9th. Private William Boyer, Company I, 30th U. S. Infantry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private William Boyer, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

H. In the case of Sergeant John J. Cremer, Company K, 30th U. S. Infantry, the proceedings, findings, and sentence are approved and confirmed.

In the cases of Privates Thomas Leland, Company F, 30th U. S. Infantry; Thomas M. Boyd, Company F, 30th U. S. Infantry; William Boyer, Company I, 30th U. S. Infantry; Benjamin B. Abernethy, Company I, 30th U. S. Infantry; and George Hett, Company C, 30th U. S. Infantry, the proceedings, findings, and sentences are approved and confirmed. The guard-house at Fort Sedgwick, C. T., is designated as the place of confinement for the prisoners.

In the case of Private Benjamin Hackworth, Company H, 30th U. S. Infantry, the proceedings and findings are approved. The sentence is mitigated to confinement in regimental guard-house for one month, and to forfeiture to the United States of ten dollars of his monthly pay for one month. The sentence, as mitigated, will be carried into execution.

In the case of Private Delos Huntley, Company F, 30th U. S. Infantry, the proceedings and findings are approved. The sentence is mitigated to forfeiture to the United States of his monthly pay for one month. The sentence, as mitigated, will be carried into execution.

In the case of Private Patrick Murray, Company G, 30th U. S. Infantry, the proceedings and findings are approved. In consideration of the recommendation of the members of the Court, and the reasons on which it is founded, the sentence is mitigated to forfeiture of all

pay and allowances, due at the date of his return to his regiment.
The sentence, as mitigated, will be carried into execution.

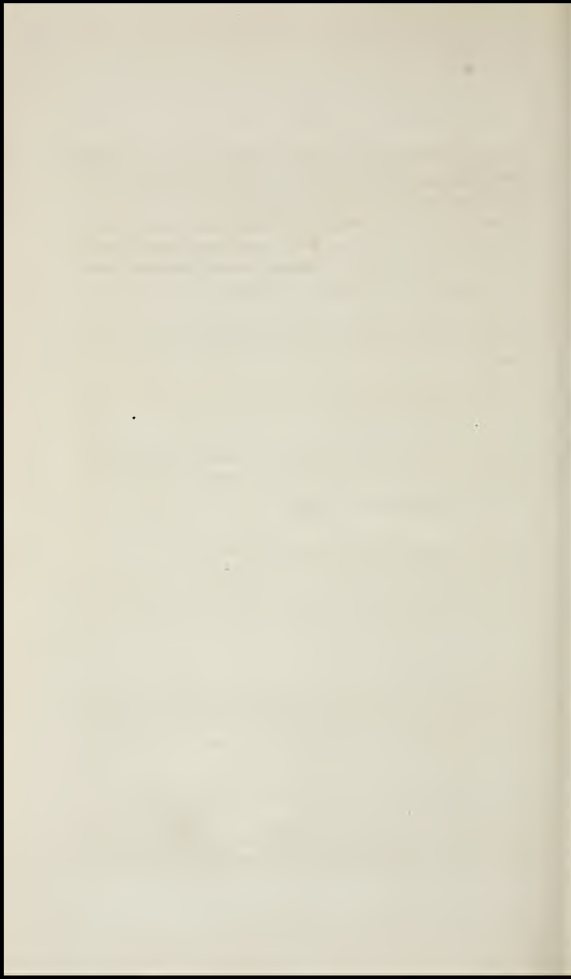
BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, June 20, 1867.

GENERAL ORDERS, }
No. 28. }

I. Brevet Major *John R. Edie*, Chief Ordnance Officer of this Department, having completed the duties assigned him at these Headquarters, and having received instructions to report, in person, at the office of the Chief of Ordnance, Washington, D. C., is hereby relieved from duty on the staff of the General Commanding the Department.

II. Brevet Captain *C. Comly*, Ordnance Department, having reported at these Headquarters, is announced as Chief Ordnance Officer of this Department, and on the staff of the Brevet Major General Commanding.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*

THE HISTORY OF THE UNITED STATES OF AMERICA
IN THE YEAR 1776

By JAMES OSGOOD, Esq. of the Middle Temple, Barrister at Law.
LONDON: Printed by J. JOHNSON, in Pall-mall.
1776.

THE HISTORY OF THE UNITED STATES OF AMERICA
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THE HISTORY OF THE UNITED STATES OF AMERICA
IN THE YEAR 1776

G. C. M.

8. Private *Patrick Kennedy*, Company K, 18th U. S. Infantry.
 10. Private *Pierce Kelly*, Company H, 2d U. S. Cavalry.
 11. Private *George A. Williams*, Company A, 2d U. S. Cavalry.
 12. Corporal *John Baker*, Company C, 2d U. S. Cavalry.
 13. Sergeant *Thomas Cleveland*, Company F, 27th U. S. Infantry.
 14. Private *John L. Londermilk*, Company F, 2d U. S. Cavalry.
 15. Sergeant *William E. Weston*, Company H, 2d U. S. Cavalry.
 16. Private *Samuel Ferguson*, Company H, 2d U. S. Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, June 21, 1867.*

GENERAL ORDERS,) No. 29. }

I. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Orders, No. 61, 78, and 89, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *John Green*, Captain 2d U. S. Cavalry, is President, were arraigned and tried:

8th. Private *Patrick Kennedy*, Company K, 18th U. S. Infantry.

CHARGE 1—"Drunkenness."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Patrick Kennedy*, Company K, 18th U. S. Infantry, did, while in company quarters, and without provocation, call Private *August Springer*, of same company, a "dutch son of a bitch," or words to that effect, and did throw a stick of wood at said *August Springer*, and attempt further violence against said *August Springer*.

All this at Fort Laramie, D. T., on or about the 3d day of January, 1867.

Specification 2—In this: That he, Private *Patrick Kennedy*, Company K, 18th U. S. Infantry, came into his company quarters, after

taps, and did seize his musket and load, or attempt to load, the same, and when ordered by the sergeant of the guard to give him the musket, and return to the guard-house, did resist and refuse to do so.

All this at Fort Laramie, D. T., on or about the 3d day of January, 1867.

Specification 3—In this: That he, Private *Patrick Kennedy*, Company K, 18th U. S. Infantry, having been ordered by Sergeant *Emanuel Cruse*, Company K, 18th U. S. Infantry, to cease quarreling in his company quarters, did refuse to obey, and did resist and maltreat said Sergeant *Cruse*, when attempting to enforce said order, and did strike and kick said sergeant while prostrate on the ground.

All this at Bridger's Ferry, D. T., on or about the 20th day of February, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the 1st specification of the 2d charge, "Guilty," except the words "and attempt further violence against said *August Springer*."

To the 2d specification of the 2d charge, "Not Guilty."

To the 3d specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification of the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the 1st specification of the 2d charge, "Guilty," except the words "attempt further violence."

Of the 2d specification of the 2d charge, "Not Guilty."

Of the 3d specification of the 2d charge, "Not Guilty."

Of the 2d charge, "Guilty,"

and does therefore sentence him, Private *Patrick Kennedy*, Company K, 18th Infantry, to be confined at hard labor, in charge of

the guard, for three months, and to forfeit ten dollars (\$10) per month of his monthly pay for the same period.

10th. Private *Pierce Kelly*, Company H, 2d U. S. Cavalry:

CHARGE—"Drunk on Guard."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *Pierce Kelly*, Company H, 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for ninety days, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the same period (three months).

11th. Private *George A. Williams*, Company A, 2d U. S. Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, the said Private *George A. Williams*, Company A, 2d U. S. Cavalry, did, on or about the 9th day of May, 1867, and at various other times, entice, aid, and abet two privates, *John Rose* and *Charles B. Fulloway*, of Company A, 2d U. S. Cavalry, to desert the service of the United States.

Specification 2—In this: That he, the said Private *George A. Williams*, Company A, 2d U. S. Cavalry, was absent from his company quarters, without proper authority, after taps, on or about the night of the 9th day of May, 1867.

All this at Fort Laramie, D. T., on or about the 9th of May, 1867.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the 1st specification, "Not Guilty."

Of the 2d specification, "Guilty."

Of the charge, "Guilty,"

and does therefore sentence him, Private *George A. Williams*, Company A, 2d U. S. Cavalry, to have fourteen dollars (\$14) per month of his monthly pay stopped for one month.

12th. Corporal *John Baker*, Company C, 2d U.S. Cavalry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Corporal *John Baker*, Company C, 2d U. S. Cavalry, having charge of a detachment of Company C, 2d U. S. Cavalry, on detached service, did allow the rations issued to his detachment to be wasted, lost, or stolen, thereby causing the men of his detachment to be without rations for several days.

All this during the month of April, 1867, *en route* to and from Fort Reno, D. T.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him.

13th. Sergeant *Thomas Cleveland*, Company F, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Sergeant *Thomas Cleveland*, Company F, 27th Infantry, having been placed in charge of an escort of twenty men for a government train, *en route* from Fort Reno, D. T., to Fort Laramie, D. T., did become so drunk on the road, as to be unable to proceed with his party, and was left drunk by the side of the road, and did, in consequence of such drunkenness lose one Spencer carbine, the property of the United States.

This between the 1st and 15th days of May, 1867.

To which charge and specification the prisoner pleaded as follows:

To the specification, "Not Guilty," excepting the words "did lose one

Spencer carbine, the property of the United States."
To the charge, "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Sergeant *Thomas Cleveland*, Company F, 27th Infantry, to be reduced to the ranks and to be confined, in charge of the guard, for the period of five months, forfeiting to the United States twelve dollars (\$12), per month, of his monthly pay for same period, and one hundred dollars (\$100) for the loss of the carbine.

14th. Private *John L. Londermilk*, Company F, 2d U. S. Cavalry.

CHARGE 1—"Theft."

Specification—In this: That he, Private *John L. Londermilk*, Company F, 2d U. S. Cavalry, did steal one Spencer carbine, the property of the United States, and for which Captain *Edward Ball*, 2d U. S. Cavalry, was responsible.

This at Fort Laramie, D. T., on or about the 11th day of April, 1867.

CHARGE 2—"Selling government property."

Specification—In this: That he, Private *John L. Londermilk*, Company F, 2d U. S. Cavalry, did sell one Spencer carbine, the property of the United States, and for which Captain *Edward Ball*, 2d U. S. Cavalry, was responsible.

This at or near Fort Laramie, D. T., on or about the 21st day of April, 1867.

To which charges and specifications the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner, "Guilty," as charged, and does therefore sentence him, Private *John L. Londermilk*, Company F, 2d U. S. Cavalry, to forfeit all pay and allowances now due, excepting the just dues of landdress and sutler, to be dishonorably discharged the service of the United States, and to be confined in such penitentiary, or state

prison, as the commanding general may designate, for the period of one year.

15th. Sergeant *William E. Weston*, Company H, 2d U. S. Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *William E. Weston*, Company H, 2d U. S. Cavalry, being in charge of camp guard as sergeant of the guard, at camp near Horse Shoe Creek, D. T., did relieve the sentinels, posted around camp, without authority, thereby endangering the safety of the camp.

All this at camp, Horse Shoe Creek, D. T., on or about the 5th day of May, 1867.

To which charge and specification the prisoner pleaded as follows:
To the Specification, "Guilty."

To the charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him.

16th. Private *Samuel Ferguson*, Company H, 2d U. S. Cavalry.

CHARGE—"Mutinous conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Samuel Ferguson*, Company H, 2d U. S. Cavalry, when arrested by Brevet Major *Lewis Thompson*, 2d U. S. Cavalry, officer of the day, did use mutinous language to the said officer, saying, "You God damned white livered son of a bitch, I have only a short time to serve, and I'll lay for you," or words to that effect.

This at Fort Laramie, D. T., May 17th, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private *Samuel Ferguson*, Company H, 2d U. S. Cavalry, to forfeit

all pay and allowances that are now due, to be confined at hard labor in charge of the guard for six months, and to forfeit twelve dollars (\$12) per month of his monthly pay during the period of his confinement.

II. The proceedings, findings, and sentences in the cases of Private *Patrick Kennedy*, Company K, 18th U. S. Infantry; Private *George A. Williams*, Company A, 2d U. S. Cavalry; Sergeant *Thomas Cleveland*, Company F, 27th U. S. Infantry; and Private *Samuel Ferguson*, Company H, 2d U. S. Cavalry, are approved and confirmed.

The proceedings and findings, in the case of Private *Pierce Kelly*, Company H, 2d U. S. Cavalry, are approved. That part of the sentence which requires a forfeiture of twelve dollars (\$12) per month, of his monthly pay for three months, not being corporeal punishment, is remitted; the remainder will be carried into effect.

The proceedings and findings, in the cases of Sergeant *William E. Weston*, Company H, 2d U. S. Cavalry, and Corporal *John Baker*, Company C, 2d U. S. Cavalry, are approved and confirmed. They will be released from arrest and restored to duty.

The proceedings, findings, and sentence, in the case of Private *John L. Londermilk*, Company F, 2d U. S. Cavalry, are approved and confirmed. The prisoner will be dishonorably discharged from the service. The Penitentiary at Fort Madison, Iowa, is designated as the place for his confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*



G. C. M.

1. Private *Nelson V. Demming*, Company C, 27th U. S. Infantry.
 2. Private *Thomas Navins*, Company H, 27th U. S. Infantry.
 3. Private *Samuel Gibson*, Company C, 27th U. S. Infantry.
 4. Private *Henry T. O'Neil*, Company C, 27th U. S. Infantry.
 5. Private *Francis T. Hitchcock*, Company E, 27th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, June 25, 1867.*

GENERAL ORDERS, }
No. 30. }

I. Before a General Court Martial, which convened at Fort Philip Kearny, Dakota Territory, pursuant to Special Orders, No. 61, current series, from these Headquarters, and of which Brevet Major *David S. Gordon*, Captain 2d U. S. Cavalry, is President, were arraigned and tried:

1st. Private *Nelson V. Demming*, Company C, 27th U. S. Infantry.

CHARGE 1—"Neglect of duty."

Specification—In this: That he, *Nelson V. Demming*, Private of C Company, 27th Infantry, a member of the guard, after having been duly posted as a sentinel on post No. 10, near the south-east corner of the stockade, and near the commissary store-house, did consent to, and allow some boards to be pulled off the said store-house by *Peter Cartwright*, private, Company C, 27th U. S. Infantry, and did permit the said *Cartwright* to take from said building articles of commissary stores, the property of the United States Government, and for which Lieutenant *W. Scott Matson*, 27th U. S. Infantry, is responsible, knowing the said *Cartwright* was taking the stores without authority, and was guilty of theft.

All this at Fort Philip Kearny, D. T., on or about the evening of the 31st of January, 1867.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That *Nelson V. Demming*, Private Company C, 27th U. S. Infantry, a member of the guard, did, after having been duly posted as a sentinel on post No. 10, near the south-east corner of the stockade, and near the commissary store-house, assist in carrying articles of commissary stores, viz: Four sacks of flour, two sacks of bacon, three cans of tomatoes, and four pieces of dried beef, the property of the United States Government, and for which Lieutenant *W. Scott Matson*, 27th Infantry, A. C. S., is responsible, from the commissary store-house, near his post, and assist in throwing them over the stockade, and did, after being relieved as a sentinel, go outside of the stockade and assist in secreting these stores with the intention of appropriating them, or a portion of them, to his own use.

All this at Fort Philip Kearny, D. T., on or about the evening of the 31st of January, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification to the 1st charge, "Guilty."

Of the 1st charge, "Guilty."

Of the specification to the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty,"

and does therefore sentence him, Private *Nelson V. Demming*, Company C, 27th U. S. Infantry, to be dishonorably discharged from the service of the United States, and confined at hard labor in such military prison as the commanding general of the department may direct, for

the period of two years, with the loss of all pay and allowances that are or may become due, except the just dues of the sutler and laundress.

2d. Private *Thomas Navins*, Company H, 27th U. S. Infantry.

CHARGE—"Drunkenness on duty."

Specification—In this: That he, Private *Thomas Navins*, Company H, 27th Infantry, a duly enlisted soldier in the service of the United States, having been properly detailed as camp guard and duly posted as sentinel, did become so much intoxicated as to be unfit to perform the duties of a sentinel.

This at Fort Philip Kearny, D. T., on or about the 12th day of November, 1866.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private *Thomas Navins*, Company H, 27th Infantry, to be confined at hard labor in charge of the guard for the period of six months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

3d. Private *Samuel Gibson*, Company C, 27th U. S. Infantry.

CHARGE—"Larceny."

Specification—In this: That he, the said Private *Samuel Gibson*, C Company, 27th U. S. Infantry, having been regularly posted as sentinel over a certain lot of United States commissary stores, for which 1st Lieutenant *F. H. Brown*, 18th Infantry, is responsible, and having been specially instructed and cautioned in his duties by 1st Lieutenant and Brevet Captain *William H. Bisbee*, 18th Infantry, officer of the day, did steal, take away, and appropriate to his own use certain parts of said stores.

All this at or near Fort Philip Kearny, D. T., on or about the 12th day of August, 1866.

To which charge and specification the prisoner pleaded "Not

Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced finds the prisoner "Not Guilty," and does therefore acquit him.

4th. Private *Henry T. O'Neil*, Company C, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That the said Private *Henry T. O'Neil*, Company C, 27th U. S. Infantry, being duly posted as a sentinel, between the hours of 10 and 12 o'clock, P. M., did quit his post without permission.

This at Fort Philip Kearny, D. T., on or about the 16th of November, 1866.

Specification 2—In this: That the said Private *Henry T. O'Neil*, Company C, 27th U. S. Infantry, while a sentinel on post, did quit his post and go to the sentinel in charge of the commissary stores and did attempt to persuade said sentinel to permit him to steal from said stores.

This at Fort Philip Kearny, D. T., on or about the 16th of November, 1866, between the hours of 10 and 12 o'clock, P. M.

To which charge and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private *Henry T. O'Neil*, Company C, 27th Infantry, to be confined in charge of the guard, at hard labor, for the period of six months, and to forfeit to the United States ten dollars (\$10) per month of his pay for the same period.

5th. Private *Francis T. Hitchcock*, Company E, 27th U. S. Infantry.

CHARGE 1—"Theft."

Specification—In this: That the said Private *Francis T. Hitchcock*, Company E, 27th Infantry, did, while on duty as a sentinel of the camp guard of the 2d Battalion, 18th Infantry, U. S. A.,

steal and appropriate to his own use, a certain lot of molasses, the property of the United States, and for which Captain *Thomas B. Burrows*, 27th U. S. Infantry, is responsible.

All this at or near Fort Philip Kearny, D. T., on or about the morning of the 26th July, 1866.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That the said Private *Francis T. Hitchcock*, Company E, 27th Infantry, U. S. A., having been duly posted as a sentinel of the camp guard of the 2d Battalion, 18th Infantry, U. S. A., in the immediate presence of the enemy, did, without authority, leave his post and rifle and visit his company quarters, thereby exposing the troops to attack and surprise by hostile indians.

All this at or near Fort Philip Kearny, D. T., on or about the morning of the 26th July, 1866.

CHARGE 3—"Neglect of duty."

Specification—In this: That the said Private *Francis T. Hitchcock*, Company E, 27th Infantry, U. S. A., after having been duly posted as sentinel of the camp guard of the 2d Battalion, 18th Infantry, U. S. A., over a certain lot of U. S. commissary stores, in the immediate presence of the enemy, did leave his post and rifle, without authority, and visit his company quarters, thereby exposing the troops to surprise and attack by hostile indians.

All this at or near Fort Philip Kearny, D. T., on or about the morning of the 26th day of July, 1866.

CHARGE 4—"Disobedience of orders."

Specification—In this: That the said Private *Francis T. Hitchcock*, Company E, 27th Infantry, U. S. A., having been ordered on duty as a sentinel of the camp guard of the 2d Battalion, 18th Infantry, U. S. A., in the presence of the enemy, and having been regularly posted as such, did, without authority, leave his post and rifle and visit his company quarters.

All this at or near Fort Philip Kearny, D. T., on or about the

morning of the 26th July, 1866.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification to the 1st charge, "Not Guilty."

Of the 1st charge, "Not Guilty."

Of the specification to the 2d charge, "Guilty," except the words "visit his company quarters."

Of the 2d charge, "Guilty."

Of the specification of the 3d charge, "Guilty," except the words "visit his company quarters."

Of the 3d charge, "Guilty."

Of the specification to the 4th charge, "Not Guilty."

Of the 4th charge, "Not Guilty,"

and does therefore sentence him, Private *Francis T. Hitchcock*, Company E, 27th Infantry, to be confined at hard labor in charge of the guard for the period of six months, and to forfeit ten dollars per month of his pay for the same period.

II. The proceedings and findings in the case of Private *Nelson V. Demming*, Company C, 27th U. S. Infantry, are approved. The sentence is mitigated to six (6) months confinement in charge of the guard at the post where his company may be serving, and a forfeiture of all pay and allowances due at date of promulgation of this order, except the just dues of the sutler and laundress.

The proceedings and findings in the case of Private *Thomas Narins*, Company H, 27th U. S. Infantry, are approved. So much of the sentence as directs a forfeiture of ten dollars (\$10) per month of his monthly pay for six months, not being corporal punishment, is remitted. The remainder will be carried into effect.

The proceedings, findings, and sentence in the case of Private *Samuel Gibson*, Company C, 27th U. S. Infantry, are approved and con-

firmed. The prisoner will be released from confinement and returned to duty with his company.

The proceedings, findings, and sentences in the cases of Privates *Henry T. O'Neil*, Company C, 27th U. S. Infantry, and *Francis T. Hitchcock*, Company E, 27th U. S. Infantry, are approved and confirmed.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*Brevet Lieutenant Colonel,
Acting Assistant Adjutant General.*

OFFICIAL:

*Captain 27th Infantry, Aide-de-Camp,
Act'g. Asst. Adj't. Gen'l.*



G. C. M.

10. Private *William Brannan*, Company B, 30th U. S. Infantry.
 11. Private *William Reifer*, Company I, 30th U. S. Infantry.
 12. Private *Johan Bock*, Company D, 30th U. S. Infantry.
 13. Private *Theodore Thomas*, Company E, 30th U. S. Infantry.
 14. Private *James McMannus*, Company H, 30th U. S. Infantry.
 15. Corporal *Benjamin F. Prior*, Company I, 30th U. S. Infantry.
 16. Private *George Speigel*, Company B, 30th U. S. Infantry.
 17. Private *John Miller*, Company G, 30th U. S. Infantry.
 18. Private *Christof Luders*, Company G, 30th U. S. Infantry.
 19. Private *Peter Egan*, Company G, 30th U. S. Infantry.
 20. Private *Phillip Ryan*, Company K, 30th U. S. Infantry.
 21. Private *Matthew C. Forbes*, Company K, 30th U. S. Infantry.
 22. Private *James Sanders*, Company K, 30th U. S. Infantry.
 24. Sergeant *James Johnson*, Company I, 36th U. S. Infantry.
 25. Private *Patrick Cleary*, Company I, 36th U. S. Infantry.
 26. Private *Martin Kearney*, Company I, 36th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, July 6, 1867.*

GENERAL ORDERS, }
No. 31. }

I. Before a General Court Martial, which convened at the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, pursuant to Special Orders, No. 89, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *R. I. Dodge*, Major 30th U. S. Infantry, is President, were arraigned and tried:—

10th. Private *William Brannan*, Company B, 30th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the prisoner "Guilty," as charged, and does therefore sentence him, *William Brannan*, Private B Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

11th. Private *William Reifer*, Company I, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *William Reifer*, an enlisted soldier in the service of the United States, Private of I Company, 30th U. S. Infantry, did steal and appropriate to his own use, the following articles of ordnance, the property of the United States, viz: one Spencer carbine, calibre 52, of the value of \$25; accoutrements of the value of \$2.15; total \$27.15.

All this on or about the 16th day of January, 1867, at or near Omaha City, Nebraska Territory.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification to the 1st charge—confirms his plea and finds him "Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification to the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty,"

and does therefore sentence him, *William Reifer*, Private I Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be

confined at hard labor for the same period, at such place as the department commander may designate.

12th. Private *Johan Bock*, Company D, 30th U. S. Infantry.

CHARGE 1—"Attempting to desert."

Specification—In this: That he, Private *Johan Bock*, Company D, 30th U. S. Infantry, duly enlisted into the service of the United States, did attempt to desert the said service on the 28th day of April, 1867.

This at camp 30th U. S. Infantry, near Fort Sedgwick, C. T.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, the said Private *Johan Bock*, Company D, 30th U. S. Infantry, did, on the 28th day of April, 1867, attempt to bribe Private *William H. Acton*, Company F, 30th U. S. Infantry, he being on duty at the time as a sentinel, by offering him the sum of five dollars to be allowed to pass his post.

Specification 2—In this: That he, the said Private *Johan Bock*, Company D, 30th U. S. Infantry, did, on the 28th day of April, 1867, attempt to purloin and steal the following articles of ordnance, the property of the United States, viz: one Spencer carbine of the value of \$100; one full set of accoutrements of the value of \$4.22; total \$104.22.

This at camp of 30th U. S. Infantry, near Fort Sedgwick, C. T.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the 2d specification of the 2d charge, "Guilty."

To the 1st specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, *Johan Bock*, Private D Company, 30th U. S. Infantry, to forfeit to

the United States all pay and allowances, except the just dues of the landdress and sutler, for six (6) months, and to be confined at hard labor, at such place as the department commander may designate, for same period.

13th. Private *Theodore Thomas*, Company E, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said *Theodore Thomas*, Private Company E, 30th U. S. Infantry, did steal, take, and carry away, one Spencer carbine and appendages, of the value of twenty-five dollars (\$25); one carbine sling and swivel, of the value of one dollar and eighty-six cents (\$1.86); one cartridge box, one dollar and fifteen cents (\$1.15); and waist belt and plate, forty-eight (48) cents, the property of the United States.

This at or near Baltimore City, Maryland, on or about the date before specified.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification to the 1st charge—confirms his plea and finds him "Guilty."

Of the first charge—confirms his plea and finds him "Guilty."

Of the specification to the 2d charge, "Not Guilty."

Of the 2d charge, "Not Guilty,"

and does therefore sentence him, *Theodore Thomas*, Private E Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be

confined at hard labor for the same period, at such place as the department commander may designate.

14th. Private *James McManus*, Company H, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, *James McManus*, Private H Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

15th. Corporal *Benjamin F. Prior*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, *Benjamin F. Prior*, Corporal I Company, 30th U. S. Infantry, to be reduced to the ranks as a private soldier, and to forfeit to the United States all pay and allowances, except the just dues of the landress and sutler, for six months, and to be confined at hard labor in charge of the guard, at such place as the department commander may designate, for same period.

16th. Private *George Speigel*, Company B, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

firms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *George Speigel*, Private B Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor, at such place as the department commander may designate, for same period.

17th. Private *John Miller*, Company G, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *John Miller*, Company G, 30th Infantry, a soldier duly enlisted in the United States service, did carry off and sell one Spencer carbine, and about forty-two rounds of ammunition, the property of the United States, and did appropriate to his own use the proceeds.

All this at camp of the 30th U. S. Infantry, near Fort Sedgwick, C. T., on or about the 30th day of April, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *John Miller*, Private G Company, 30th U. S. Infantry, to forfeit to the United States all pay and allowances, except the just dues of the landdress and sutler, for six months, and to be confined at hard labor in charge of the guard, at such place as the department commander may designate, for same period.

18th. Private *Christof Luders*, Company G, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Christof Luders*, Company G, 30th Infantry, a soldier duly enlisted in the United States service, did carry away one Spencer carbine and about forty-two rounds of ammunition, the property of the United States, and did

fail to return the same.

All this at camp of the 30th U. S. Infantry, near Fort Sedgwick, C. T., on or about the 30th day of April, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *Christof Luders*, Private G Company, 30th U. S. Infantry, to forfeit to the United States all pay and allowances, except the just dues of the laundress and sutler, for six months, and to be confined at hard labor in charge of the guard, at such place as the department commander may designate, for same period.

19th. Private *Peter Egan*, Company G, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *Peter Egan*, Private G Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for four months, and to be confined at hard labor, at such place as the department commander may direct, for the same period.

20th. Private *Phillip Ryan*, Company K, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification—"Not Guilty," as alleged, but guilty of absence without leave from May 20th to May 21st, 1867.

Of the charge—"Not Guilty" of desertion, but guilty of absence without leave,

and does therefore sentence him, *Phillip Ryan*, Private K Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two months, and to be confined at hard labor in charge of the guard for same period.

21st. Private *Matthew C. Forbes*, Company K, 30th U. S. Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Matthew C. Forbes*, Company K, 30th U. S. Infantry, when asked by Sergeant *Asa T. Merrill*, Company K, 30th U. S. Infantry, "where he had been?" said sergeant being at the time in the discharge of his duty, did reply, "I don't want any of your God damn singing; whatever you are going to do, do it," or words to that effect.

All this at or near Brown's Ranche, Dakota Territory, on or about the 21st day of May, 1867.

Specification 2—In this: That he, Private *Matthew C. Forbes*, Company K, 30th U. S. Infantry, did maliciously attempt to destroy one (1) Spencer carbine, the same being the property of the United States.

All this on or about the 21st day of May, 1867, at or near Brown's Ranche, Dakota Territory.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the 1st specification of the 2d charge, "Not Guilty."

To the 2d specification of the 2d charge, "Not Guilty."

To the 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification to the 1st charge—confirms his plea, and finds him "Guilty."

Of the 1st charge—confirms his plea, and finds him "Guilty."

Of the 1st specification to the 2d charge, "Guilty."

Of the 2d specification to the 2d charge, "Guilty."

Of the 2d charge, "Guilty;"

and does therefore sentence him, *Matthew C. Forbes*, Private K Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for four months, and to be confined at hard labor, in charge of the guard, for the same period.

22d. Private *James Sanders*, Company K, 30th U. S. Infantry.
CHARGE 1—"Absence without leave."

Specification—"In this: That he, Private *James Sanders*, Company K, 30th U. S. Infantry, having been duly enlisted in the service of the United States, and while on detached service as guard at Brown's Rancho, Dakota Territory, did, on or about the 20th day of May, 1867, absent himself from his detachment without proper authority, and did so remain absent until the evening of May 21st, 1867.

All this at or near Brown's Rancho, Dakota Territory, on or about the dates above specified.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—"In this: That he, Private *James Sanders*, Company, K, 30th U. S. Infantry, did, when placed under guard by Sergeant *Asa T. Merrill*, Company K, 30th U. S. Infantry, said sergeant being at the time in the discharge of his duty, say, "I will fix you for this. God damn you; you want another stripe, don't you?" or words to that effect.

All this at Brown's Rancho, Dakota Territory, on or about the 21st day of May, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification of the 1st charge, "Guilty."

To the 1st charge, "Guilty."

To the specification of the 2d charge, "Guilty," except to the words
 "I will fix you for this, God damn you."

To the 2d charge, "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification of the 1st charge—confirms his plea, and finds him "Guilty."

Of the 1st charge—confirms his plea, and finds him "Guilty."

Of the specification of the 2d charge—confirms his plea, and finds him "Guilty," except the words "God damn you."

Of the 2d charge—confirms his plea, and finds him "Guilty,"

and does therefore sentence him, *James Sanders*, Private K Company, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor in charge of the guard for the same period.

24th. Sergeant *James Johnson*, Company I, 36th U. S. Infantry.
 CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *James Johnson*, Sergeant of I Company, 36th U. S. Infantry, to be reduced to the ranks as a private soldier, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

25th. Private *Patrick Cleary*, Company I, 36th U. S. Infantry.
 CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

firm the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *Patrick Cleary*, Private I Company, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

26th. Private *Martin Kearney*, Company I, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," and does therefore sentence him, *Martin Kearney*, Private I Company, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

II. The proceedings and findings, in the cases of Privates *William Brannan*, Company B, 30th U. S. Infantry; *William Reifer*, Company I, 30th U. S. Infantry; *Theodore Thomas*, Company E, 30th U. S. Infantry, and *George Speigel*, Company B, 30th U. S. Infantry; are approved. The sentences are mitigated to a forfeiture of ten dollars (\$10) per month of their monthly pay for three (3) months, and confinement at hard labor for the same period. The regimental guard-house of the 30th U. S. Infantry is designated as the place for their confinement.

The proceedings, findings, and sentence, in the case of Private *Johan Bock*, Company D, 30th U. S. Infantry, are approved and confirmed. The guard-house at the post where his company may be serving, is designated as the place for his confinement.

The proceedings, findings, and sentences, in the cases of Private *James McManus*, Company H, 30th U. S. Infantry; Corporal *Benjamin F. Prior*, Company I, 30th U. S. Infantry; Private *John Miller*,

Company G, 30th U. S. Infantry; Private *Christof Luders*, Company G, 30th U. S. Infantry; Private *Peter Egan*, Company G, 30th U. S. Infantry; Private *Phillip Ryan*, Company K, 30th U. S. Infantry; and Private *Matthew C. Forbes*, Company K, 30th U. S. Infantry, are approved and confirmed. The regimental guard-house of the 30th U. S. Infantry is designated as the place for their confinement.

The proceedings, findings, and sentence, in the case of Private *James Sanders*, Company K, 30th U. S. Infantry, are approved and confirmed.

The proceedings, findings, and sentences, in the cases of Sergeant *James Johnson*, Company I, 36th U. S. Infantry; Private *Patrick Cleary*, Company I, 36th U. S. Infantry; and Private *Martin Kearney*, Company I, 36th U. S. Infantry, are approved and confirmed. The post guard-house at Fort Sedgwick, C. T., is designated as the place for their confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Aide-de-Camp.

G. C. M.

Private *James Haney*, Company K, 18th U. S. Infantry.
Corporal *Theodore Wilbur*, Company K, 18th U. S. Infantry.
Private *Joseph Stanton*, Company I, 36th U. S. Infantry.
Private *John J. Atkinson*, Company A, 2d U. S. Cavalry.
Private *Robert Noonan*, Company A, 2d U. S. Cavalry.
Private *Gilbert Colligan*, Company A, 2d U. S. Cavalry.

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, July 24th, 1867.*

GENERAL ORDERS, }
No. 32. }

I. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Orders, No. 61, 78, and 89, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *John Green*, Captain 2d U. S. Cavalry, is President, were arraigned and tried:

9th. Private *James Haney*, Company K, 18th U. S. Infantry.

CHARGE—"Deserting Post."

Specification—In this: That he, Private *James Haney*, Company K, 18th U. S. Infantry, having been duly posted as a sentinel on post No. 3, guarding the commissary department, at 9 o'clock, p. m., on the evening of the 3d of January, 1867, did desert his post, and was found absent by the corporal of the guard on or about 9:20, p. m., and was not found until he returned to his proper post.

All this at or near Fort Laramie, D. T., on or about the 3d of January, 1867.

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," and does therefore sentence him, Private *James Haney*, Company K, 18th Infantry, to be confined at hard labor, in charge of the guard, for three months, and to forfeit to the

United States ten dollars per month of his monthly pay for same period.

17th. Corporal *Theodore Wilbur*, Company K, 18th U. S. Infantry.
CHARGE—"Neglect of duty."

Specification—In this: That he, Corporal *Theodore Wilbur*, Company K, 18th U. S. Infantry, having been placed in charge of six men to guard the mail station at Little Bitter Cottonwood, did, by neglect and carelessness on his part, allow the mules belonging to the station to be stolen from the stable.

This at Little Bitter Cottonwood Station on or about the 2d day of May, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him.

II. The proceedings, findings, and sentence in the foregoing case of Private *James Hancy*, Company K, 18th U. S. Infantry, are approved and confirmed.

The proceedings and findings in the foregoing case of Corporal *Theodore Wilbur*, Company K, 18th U. S. Infantry, are approved. The prisoner will be released from arrest and restored to duty with his company.

III. The General Court Martial of which Brevet Lieutenant Colonel *John Green*, Captain 2d U. S. Cavalry, is President, is hereby dissolved.

IV. Before a General Court Martial, which convened at the camp of the 30th U. S. Infantry, near Fort Sedgwick, Colorado Territory, pursuant to Special Orders, No. 89, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *R. I. Dodge*, Major 30th U. S. Infantry, is President, were arraigned and tried:

27th. Private *Joseph Stanton*, Company I, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," and does therefore sentence him, *Joseph Stanton*, Private I Company, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month, of his monthly pay, for six (6) months, and to be confined at hard labor for the same period, at such place as the department commander may designate.

V. The proceedings, findings, and sentence in the foregoing case of Private *Joseph Stanton*, Company I, 36th U. S. Infantry, are approved and confirmed. The post guard-house at Fort Sedgwick, C. T., is designated as the place for his confinement.

VI. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Field Orders, No. 14, dated Headquarters Department of the Platte, Fort Laramie, D. T., June 26th, 1867, and of which Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th U. S. Infantry, is President, were arraigned and tried:

1st. Private *John J. Atkinson*, Company A, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *John J. Atkinson*, a private, Company A, 2d Cavalry, did steal and carry away with him one (1) Spencer carbine.

This at or near Fort Laramie, D. T., on or about June 20th, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," and does therefore sentence the said Private *John J. Atkinson*, A Company, 2d Cavalry, to forfeit to the United States all pay and allowances that are now due him, except the just

dues of the landdress and sutler, to refund to the United States all losses to the government, incurred by his desertion, to be confined in charge of the guard at hard labor for six months, and to forfeit to the United States his monthly pay for the same period.

2d. Private *Robert Noonan*, Company A, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *Robert Noonan*, a private of Company A, 2d Cavalry, did steal and carry away with him one (1) Spencer carbine, one (1) sabre belt and plate, and one (1) carbine cartridge-box.

This at Fort Laramie, D. T., on or about June 20th, 1867.

To which charges and specifications the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," and does therefore sentence the said Private *Robert Noonan*, Company A, 2d Cavalry, to forfeit to the United States all pay and allowances that are now due him, except the just dues of the sutler and landdress, to refund to the United States all losses to the government, incurred by his desertion, to be confined in charge of the guard at hard labor for six months, and to forfeit to the United States his monthly pay for the same period.

3d. Private *Gilbert Colligan*, Company A, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *Gilbert Colligan*, a private, Company A, 2d Cavalry, did steal and carry away with him one (1) Spencer carbine.

This at Fort Laramie, D. T., on or about June 20th, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the 1st charge, "Guilty."

To the specification of 1st charge "Guilty."

To the 2d charge, "Not Guilty."

To the specification of 2d charge, "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," and does therefore sentence him, Private *Gilbert Colligan*, Company A, 2d Cavalry, to forfeit to the United States all pay and allowances which are now due him, except the just dues of the sutler and laundress, to refund to the United States all losses incurred to the government by his desertion, to be confined in charge of the guard at hard labor for six months, and to forfeit to the United States his monthly pay for the same period.

VII. The proceedings and findings, in the foregoing cases of Privates *John J. Atkinson*, *Robert Noonan*, and *Gilbert Colligan*, Company A, 2d U. S. Cavalry, are approved. The sentences are mitigated to a forfeiture of all pay and allowances now due, except the just dues of the sutler and laundress, to refund to the United States all losses to the government incurred by their desertion, and to be confined in charge of the guard at hard labor for three months, forfeiting their pay proper for the same period.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*B'r't Lieutenant Colonel,
Act'g. Assistant Adjutant General.*

OFFICIAL.

Captain 27th Inf'ty, Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, July 31st, 1867.

GENERAL ORDERS, }
No. 33. }

I. With the sanction of the Lieutenant General commanding the Military Division, and subject to the approval of the Secretary of War, the new military post to be established on Crow Creek, D. T., at its intersection by the Union Pacific Railroad, is named Fort D. A. Russell, after Brigadier General *David A. Russell*, U. S. Volunteers, Major 8th U. S. Infantry, who was killed at the battle of Winchester, September 19, 1864.

II. With the same sanction, and subject to the same approval, the new post to be established on the North Platte, at the mouth of La Prele river, D. T., is named Fort Fetterman, after Brevet Lieutenant Colonel *William J. Fetterman*, Captain 27th Infantry, who was killed at the massacre, near Fort Phil. Kearny, on the 21st December, 1866.

III. Commanding officers of companies which have received new arms, ammunition, and equipments, of any description, will make to their regimental headquarters detailed reports concerning the merits or defects of such arms, ammunition, and equipments, with an opinion of their comparative value to other arms, ammunition, and equipments, with which they are familiar.

It is desired that these reports be full, specific, and exact, and the result of actual observation and experience. They should reach their regimental headquarters by the first of October next, and will be forwarded to these Headquarters with endorsement of the regimental commander, embodying his own observations and opinions.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*B't Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL.

Captain 27th Inf'ty, Aide-de-Camp.

G. C. M.

6. Private *Charles Wilson*, Company H, 27th U. S. Infantry.
 7. Private *Peter Cartwright*, Company C, 27th U. S. Infantry.
 8. Private *Paul Stein*, Company K, 27th U. S. Infantry.
 9. Private *Joseph McCloskey*, Company D, 2d U. S. Cavalry.
 10. Private *John W. Riggs*, Company A, 18th U. S. Infantry.
 11. Private *Charles McCann*, Company G, 18th U. S. Infantry.
 12. Private *Charles B. London*, Company G, 18th U. S. Infantry.
 13. Corporal *Henry Franks*, Company B, 18th U. S. Infantry.
 14. Private *Thomas McCabe*, Company B, 18th U. S. Infantry.
 15. Private *Herman Dreehouse*, Company B, 18th U. S. Infantry.
 16. Private *James Gaffney*, Company B, 18th U. S. Infantry.
 17. Musician *John W. King*, Company B, 18th U. S. Infantry.
 18. Private *William Hancock*, Company B, 18th U. S. Infantry.
 19. Private *Henry Davidson*, Company B, 18th U. S. Infantry.
 20. Private *Simon Green*, Company B, 18th U. S. Infantry.
 21. Private *Martin N. Melvin*, Company B, 18th U. S. Infantry.
 22. Private *George W. Hilderbrand*, Company B, 18th U. S. Infantry.
 23. Private *Thomas Mooney*, Company B, 18th U. S. Infantry.
 24. Private *George Helfrich*, Company B, 18th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 16th, 1867.*

GENERAL ORDERS, {
No. 34. }

I. Before a General Court Martial, which convened at Fort Philip Kearny, Dakota Territory, pursuant to Special Orders, No. 61, current series, from these Headquarters, and of which Brevet Major *David S. Gordon*, Captain 2d U. S. Cavalry, is President, were arraigned and tried:

6th. Private *Charles Wilson*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion of Post."

Specification—In this: That he, the said Private *Charles Wilson*,

Company H, 27th Infantry, being duly posted as a sentinel, between the hours of 4 and 6 o'clock, did desert his post and remain absent until reveille roll-call.

This at Fort Philip Kearny, D. T., on or about the 14th day of November, 1866.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the case, finds the accused "Not Guilty," and does therefore acquit him, the said Private *Charles Wilson*, Company H, 27th U. S. Infantry.

7th. Private *Peter Cartwright*, Company C, 27th U. S. Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *Peter Cartwright*, Private Company C, 27th U. S. Infantry, did, while a member of the guard, go to Private *Nelson V. Demming*, Company C, 27th U. S. Infantry, a member of the same guard, and concoct with him a plan by which they should be able to take certain articles of commissary stores, from the commissary store-house, when he, the said *Nelson V. Demming*, Private Company C, 27th U. S. Infantry, whose post was near the commissary building, should be on post.

All this at Fort Philip Kearny, D. T., on or about the evening of the 31st of January, 1867.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, *Peter Cartwright*, Private Company C, 27th U. S. Infantry, did, after pulling some boards off the commissary building, enter the same, and take therefrom the following articles of commissary stores, viz: Four sacks of flour, two sacks of bacon, three cases of tomatoes, and four pieces of dried beef, the property of the U. S. Government, and for which Lieutenant *W. Scott Matson*, 27th U. S. Infantry, A. C. S., is responsible, and did carry these stores away from said building and then throw them over the stockade, and did afterwards go outside of the stockade and endeavor

to secrete them, with the intention of appropriating them or a portion of them to his own use.

All this at Fort Philip Kearny, D. T., on or about the evening of the 31st of January, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, the said *Peter Cartwright*, Private Company C, 27th U. S. Infantry, to be dishonorably discharged and drummed out of the service, having suspended on his back a placard two feet long and six inches wide, with the word "thief" in letters three inches long painted thereon, and to forfeit to the United States all pay and allowances that are or may become due, except the just dues of the laundress and sutler.

8th. Private *Paul Stein*, Company K, 27th U. S. Infantry.

CHARGE—"Desertion of Post."

Specification—In this: That he, the said *Paul Stein*, a Private of Company K, 27th U. S. Infantry, having been duly posted as a sentinel, did leave his post without being regularly relieved, and did remain absent therefrom from 11:30 o'clock, P. M., to 11:45 o'clock, P. M., when he, the said *Stein*, was found in his company quarters by Corporal *Perry*, of his relief.

This at or near Fort Philip Kearny, D. T., on or about the 24th day of March, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Paul Stein*, K Company, 27th U. S. Infantry, to be dishonorably discharged the service of the United States; to be confined, in such military prison as the General commanding the Department may direct, for the remainder of his term of enlistment, forfeiting to the United States all pay and allowances due, or that may become due, except the just dues of the laundress and sutler.

9th. Private *Joseph McCloskey*, Company D, 2d U. S. Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Joseph McCloskey*, of Company D, 2d U. S. Cavalry, having been duly detailed as a member of the mail escort from Fort Philip Kearny, D. T., to Fort Laramie, D. T., did feloniously purloin or steal from Private *John C. McLoughlin*, of Company D, 2d U. S. Cavalry, also a member of the mail escort, one (1) Spencer carbine, the property of the United States, and for which Captain *D. S. Gordon*, 2d U. S. Cavalry and Brevet Major U. S. A., was responsible, on or about the 26th day of February, 1867, while *en route* from Fort Laramie, D. T., to Fort Philip Kearny, D. T., and did dispose or sell the said carbine to a citizen teamster at or near Bitter Cottonwood Springs, D. T., on or about the night of the 26th of February, 1867. and appropriate the proceeds to his own use.

All this while *en route* from Fort Laramie, D. T., to Fort Philip Kearny, D. T., on or about the 26th day of February, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Joseph McCloskey*, Company D, 2d Cavalry, to forfeit to the United States his monthly pay for the period of six months, excepting the just dues of the sutler and laundress.

10th. Private *John W. Riggs*, Company G, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *John W. Riggs*, G Compa-

ny, 18th Infantry, to be dishonorably discharged the service of the United States, and to forfeit all pay and allowances that are or may become due, except the just dues of the sutler and laundress, and to be confined the remainder of his term of service in such military prison as the General Commanding the Department may direct.

11th. Private *Charles McCann*, Company G, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Private *Charles McCann*, G Company, 18th U. S. Infantry, to be shot to death with musketry, at such time and place as the President of the United States may designate, two-thirds of the Court concurring. The Court is thus severe on account of the large number of desertions from this post at a time when hostile indians are committing almost daily depredations on both life and property, and when every man capable of bearing arms is required for the defense of the garrison.

12th. Private *Charles B. London*, Company G, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles B. London*, G Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances due, or that may become due, except the just dues of laundress and sutler, to be confined for a period equal to the unexpired term of his enlistment, in such military prison as the General Commanding may designate.

13th. Corporal *Henry Franks*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *Henry Franks*, B Company, 18th U. S. Infantry, to be shot to death with musketry, at such time and place as the President of the United States may direct, two-thirds of the members of the Court concurring therein. The Court is thus severe because of the numerous desertions at a time when hostile indians are committing almost daily depredations, and every man capable of bearing arms is needed for the defense of the garrison.

14th. Private *Thomas McCabe*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas McCabe*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress and sutler, and to be confined for a period equal to the unexpired term of his enlistment, in such military prison as the Commanding General may direct.

15th. Private *Herman Drechouse*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, the said Private *Herman Dreehouse*, B Company, 18th U. S. Infantry, to be dishonorably discharged the service of the United States, to be confined at hard labor in such military prison as the Commanding General of the Department may direct, for the period of one year, forfeiting to the United States all pay and allowances that are or may become due, except the just dues of the laundress and sutler.

16th. Private *James Gaffney*, Company B, 18th U. S. Infantry,

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Private *James Gaffney*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances due or that may become due, except the just dues of the sutler and laundress, and to be confined for one year in such military prison as the Commanding General of the Department may designate.

17th. Musician *John W. King*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "until apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "until apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, the said Musician *John W. King*,

B Company, 18th Infantry, to be dishonorably discharged from the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress and sutler, and to be confined at hard labor in such military prison as the General Commanding the Department may direct, for the period of one year.

18th. Private *William Hancock*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Private *William Hancock*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the sutler and laundress, and to be confined for one year at hard labor, in such military prison as the General Commanding the Department may designate.

19th. Private *Henry Davidson*, Company B, 18th U. S. Infantry.

CHARGE 1—"Desertion of Post."

Specification—In this: That he, Private *Henry Davidson*, Company B, 18th U. S. Infantry, a duly enlisted soldier in the service of the United States, after having been posted as sentinel, on guard at the north-east corner of the stockade, at Fort Philip Kearny, D. T., did desert the same.

All this at Fort Philip Kearny, D. T., on or about the 30th day of April, 1867.

CHARGE 2—"Desertion."

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Davidson*, B Company, 18th Infantry, to be shot to

death with musketry, at such time and place as the President of the United States may direct, two-thirds of the members concurring therein.

20th. Private *Simon Green*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Simon Green*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the sutler and laundress, and to be confined at hard labor for the period of one year, in such military prison as the General Commanding the Department may designate.

21st. Private *Martin N. Melvin*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "until apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Private *Martin N. Melvin*, B Company, 18th U. S. Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress and sutler, and to be confined at hard labor for the period of one year, in such military prison as the General Commanding the Department may direct.

22d. Private *George W. Hilderbrand*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George W. Hilderbrand*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress and sutler, and to be confined for one year at hard labor, in such military prison as the General Commanding the Department may direct.

23d. Private *Thomas Mooney*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Mooney*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the laundress and sutler, and to be confined at hard labor for one year, in such military prison as the General Commanding the Department may direct.

24th. Private *George Helfrich*, Company B, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Helfrich*, B Company, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are or may become due, except the just dues of the sutler and laundress, and to be confined at hard labor for the

period of one year, in such military prison as the General Commanding the Department may designate.

II. The proceedings and findings, in the case of Private *Charles Wilson*, Company H, 27th U. S. Infantry, are approved and confirmed. The prisoner will be released from confinement and restored to duty.

The proceedings and findings, in the case of Private *Peter Cartwright*, Company C, 27th U. S. Infantry, are approved. The sentence is mitigated to a forfeiture of all pay and allowances due at the date of promulgation of this order, except the just dues of the sutler and laundress.

The proceedings and findings, in the case of Private *Paul Stein*, Company K, 27th U. S. Infantry, are approved. In consideration of the recommendation of all the members of the Court, the sentence is remitted. The prisoner will be released from arrest and restored to duty with his company.

The proceedings, findings, and sentence, in the case of Private *Joseph McCloskey*, Company D, 2d U. S. Cavalry, are approved and confirmed. The Spencer carbine will, in addition, be charged against the man on the muster and pay-rolls of his company, under General Orders, No. 19, War Department, series of 1867.

The proceedings and findings, in the cases of Corporal *Henry Franks*, Company B, 18th U. S. Infantry, and Privates *John W. Riggs*, Company A, 18th U. S. Infantry; *Charles McCann*, Company G, 18th U. S. Infantry; *Charles B. London*, Company G, 18th U. S. Infantry; *Thomas McCabe*, Company B, 18th U. S. Infantry; *Herman Dreehouse*, Company B, 18th U. S. Infantry; *James Gaffney*, Company B, 18th U. S. Infantry; *William Hancock*, Company B, 18th U. S. Infantry; *Henry Davidson*, Company B, 18th U. S. Infantry; *Simon Green*, Company B, 18th U. S. Infantry; *George W. Hilderbrand*, Company B, 18th U. S. Infantry; *Thomas Mooney*, Company B, 18th U. S. Infantry; and *George Helfrich*, Company B, 18th U. S. Infantry, are approved. The sentence in each case is mitigated to a forfeiture of all pay and allowances due at date of ap-

prehension, to a stoppage of all pay and allowances, except the necessary fatigue clothing, for a period of six (6) months thereafter, and to be confined at hard labor, under charge of the guard, at the post where their companies may be serving, for the same period.

The proceedings and findings, in the cases of Musician *John W. King*, Company B, 18th U. S. Infantry, and Private *Martin N. Melvin*, Company B, 18th U. S. Infantry, are approved. The sentence in each case is mitigated to a forfeiture of all pay and allowances due at date of rejoining their company from desertion, to a stoppage of all pay and allowances, except the necessary fatigue clothing, for a period of six (6) months thereafter, and to be confined at hard labor, under charge of the guard, at the post where their company may be serving, for the same period.

III. The General Court Martial, of which Brevet Major *David S. Gordon*, Captain 2d U. S. Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, August 19th, 1867.

GENERAL ORDERS, {
No. 35. }

Brevet Colonel *Alexander Chambers*, U. S. A., having been promoted as Major in the 22d U. S. Infantry, and relieved from duty in this Department, Captain *William H. Bisbee*, 27th U. S. Infantry, is hereby announced as Acting Judge Advocate of the Department.

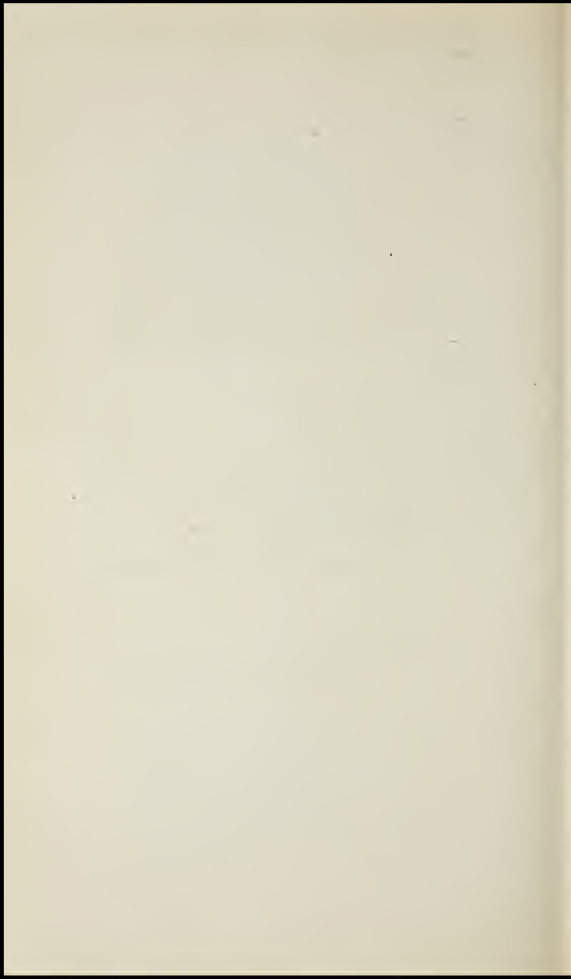
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'vt Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, August 20th, 1867.

GENERAL ORDERS, }
No. 36. }

With the sanction of the Lieutenant General Commanding the Military Division, the post of Fort Casper will be abandoned, it being no longer required for military purposes. The troops, munitions, and all useful materiel now there will be removed as rapidly as possible to Fort Fetterman. The commanding officer of Fort Fetterman is charged with the execution of this order.

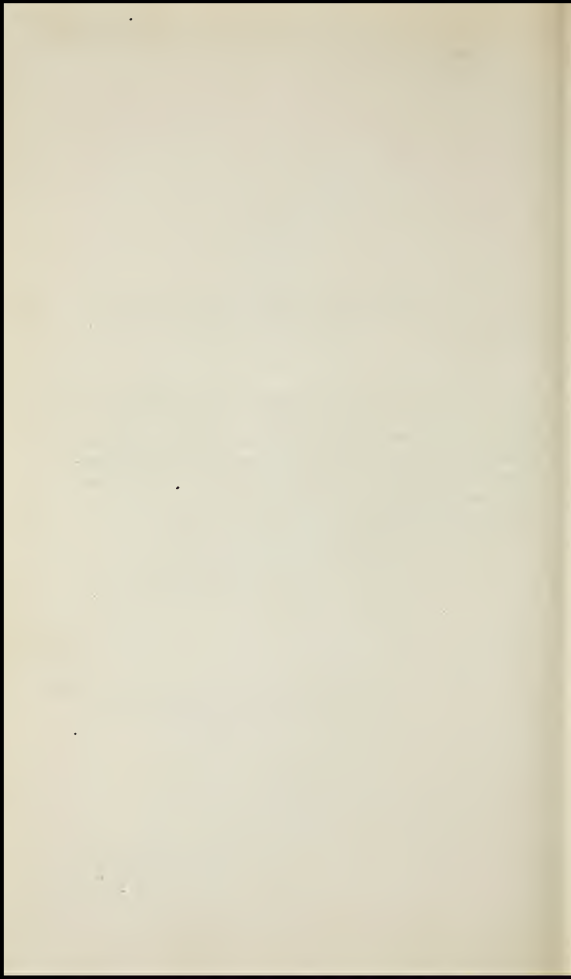
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*Bvt. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL :

Captain 27th Inf'ty, Aide-de-Camp.



G. C. M.

1. Private *Arthur C. Carson*, Company A, 36th U. S. Infantry.
 2. Private *Patrick County*, Company E, 36th U. S. Infantry.
 3. Private *William McDonald*, Company F, 36th U. S. Infantry.
 4. Private *Dorastus Peck*, Company D, 36th U. S. Infantry.
 5. Private *Peter Donnelly*, Company I, 36th U. S. Infantry.
 6. Private *Robert Myers*, Company E, 36th U. S. Infantry.
 7. Private *John Saville*, Company A, 36th U. S. Infantry.
 8. Private *W. H. Whitcomb*, Company F, 18th U. S. Infantry.
 10. Private *Daniel Collins*, Company B, 36th U. S. Infantry.
 11. Private *Neils Hansen*, Company B, 36th U. S. Infantry.
 12. Private *Louis Brown*, Company I, 36th U. S. Infantry.
 13. Corporal *Robert Brandon*, Company I, 36th U. S. Infantry.
 14. Private *Carl F. Timmerman*, Company E, 36th U. S. Infantry.
 16. Private *Henry E. Ward*, Company B, 36th U. S. Infantry.
 17. Private *Stephen Richendollar*, Company D, 36th U. S. Infantry.
 18. Private *John Slaughter*, Company G, 2d U. S. Cavalry.
 19. Private *Joseph George*, Company G, 2d U. S. Cavalry.
 21. Private *John Woar*, Company G, 2d U. S. Cavalry.
 22. Private *Patrick McCahill*, Company G, 2d U. S. Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 21st, 1867.*

GENERAL ORDERS, }
No. 37. }

I. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Special Field Orders, No. 13, from Headquarters Department of the Platte, dated Camp on Crow Creek Crossing, July 2d, 1867, and of which Captain *J. L. Proctor*, 36th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Arthur C. Carson*, Company A, 36th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, did, when ordered by 1st Sergeant *George W. Shelton*, Company A, 36th U. S. Infantry, to cease fighting, fail to do so, and did strike said 1st Sergeant *George W. Shelton* in the face with his fist.

All this at Fort Sanders, Dakota Territory, on the 4th day of July, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him Private *Arthur C. Carson*, of Company A, 36th U. S. Infantry, to be confined at hard labor in charge of the guard for the period of three (3) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

2d. Private *Patrick County*, Company E, 36th U. S. Infantry.

CHARGE 1—"Larceny."

Specification—In this: That he, Private *Patrick County*, of Company E, 36th U. S. Infantry, did, on the night of the twentieth [20th] of January, 1867, in the quarters of Company E, 36th U. S. Infantry, feloniously take, steal, and carry away from the trousers pocket of Private *Patrick Flaherty*, of Company E, 36th U. S. Infantry, the sum of sixty dollars and twenty-five cents (\$60.25), in national currency as follows: One fifty dollar note on the national bank of New Haven, Connecticut; two five-dollar notes, and twenty-five (25) cents in postal currency; also one receipt for two hundred and seventy-five dollars (\$275) paid for a lot of ground in Columbus, Ohio.

All this with the intention to appropriate the same to his, Private *Patrick County*, Company E, 36th U. S. Infantry's own use.

This at or near Fort Sedgwick, Colorado Territory.

CHARGE 2—"Absence without leave."

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification of the 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification of the 2d charge—"Guilty."

Of the 2d charge—"Guilty."

and does therefore sentence him, Private *Patrick County*, of Company E, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for the period of one month.

3d. Private *William McDonald*, Company F, 36th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 46th Article of War."

Specification—In this: That he, *William McDonald*, Private of Company F, 36th Regiment of United States Infantry, an enlisted soldier in the service of the United States, did, on the 17th day of April, 1867, in the evening thereof, in camp near Park Station, in the Territory of Colorado, while on duty as a sentinel of the guard, desert his post without having been regularly relieved.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification of the 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner to the 1st charge and the specification thereof, and finds the prisoner as follows:

Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, *William McDonald*, Private of Company F, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

14th. Private *Dorastus Peck*, Company D, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner and finds him "Guilty," as charged, and does therefore sentence him, Private *Dorastus Peck*, of Company D, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

5th. Private *Peter Donnelly*, Company I, 36th U. S. Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this: That he, Private *Peter Donnelly*, of Company I, 36th U. S. Infantry, did, while a member of the camp guard of his company, become so much under the influence of liquor as to unfit him for the performance of his duty.

This at the camp of Company I, 36th U. S. Infantry, at or near Beauvais' Ranche, Nebraska Territory, on or about the 14th day of May, 1867.

CHARGE 2—"Violation of the 46th Article of War."

Specification—In this: That he, Private *Peter Donnelly*, of Company I, 36th U. S. Infantry, a member of the camp guard of his company, after having been duly posted as a sentinel, leave his post without having been properly relieved.

This at or near Beauvais' Ranche, Nebraska Territory, on or about

May 14th, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him, Private *Peter Donnelly*, of Company I, 36th U. S. Infantry.

6th. Private *Robert Myers*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Private *Robert Myers*, of Company E, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard of the post where his company may be serving, for the period of five (5) months, and to forfeit to the United States five dollars (\$5) per month of his monthly pay for the same period.

7th. Private *John Sarille*, Company A, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, the said *John Sarille*, Private of Company A, 36th U. S. Infantry, to be confined at hard labor in charge of the guard of the post where his company may be serving, for the period of five months, and to forfeit to the United States five dollars (\$5) per month of his monthly pay for the same period.

8th. Private *W. H. Whitcomb*, Company F, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner

pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, the said *W. H. Whitcomb*, Private of Company F, 18th U. S. Infantry, to be confined at hard labor, for the period of six (6) months, at such place as his company may be serving, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

10th. Private *Daniel Collins*, Company B, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification of the charge—"Guilty," except the words "desert the same, and."

Of the charge—"Not Guilty" of desertion, but "Guilty" of absence without leave,

and does therefore sentence him, Private *Daniel Collins*, of Company B, 36th U. S. Infantry, to forfeit to the United States ten dollars [\$10] of his monthly pay for the period of one month.

11th. Private *Neils Hansen*, Company B, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, *Neils Hansen*, Private of Company B, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of six (6) months, and to be confined at hard labor in charge of the guard, at such post as his company may be serving,

for the same period.

12th. Private *Louis Brown*, Company I, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, the said *Louis Brown*, Private of Company I, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of six (6) months, and to be confined at hard labor, under charge of the guard, for the same period, at the place where his company may be serving.

13th. Corporal *Robert Brandon*, Company I, 36th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, the said Corporal *Brandon*, Company I, 36th Infantry, a soldier duly enlisted in the United States Army, did steal and take away from the camp of his company, on June 9th, at about 3 o'clock, A. M., one mule, the property of the United States Government, and was apprehended with said stolen property in his possession.

This near Lee's Rancho, Nebraska.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification of the 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, Corporal *Robert Brandon*, of Company I, 36th U. S. Infantry, to be reduced to the ranks; to forfeit to the United States all pay and al-

lowances, excepting the just dues of the sutler and laundress, for six (6) months, and to be confined at hard labor, under guard, for the period of six [6] months.

14th. Private *Carl F. Timmerman*, Company E, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *Carl F. Timmerman*, of Company E, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of three [3] months, and to forfeit to the United States twelve dollars [\$12] per month of his monthly pay for the same period. The Court is thus lenient in consideration of the long-continued confinement the prisoner has already undergone.

16th. Private *Henry E. Ward*, Company B, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry E. Ward*, of Company B, 36th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of six months, and to be confined at hard labor, under charge of the guard of the post where his company may be serving, for the same period.

17th. Private *Stephen Richendollar*, Company D, 36th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That the said Private *Stephen Richendollar*,

Company D, 36th U. S. Infantry, did feloniously take and appropriate to his own use one [1] horse, one [1] saddle, one [1] bridle, the property of the United States, and for which 2d Lieutenant *Olieer B. Liddell*, A. A. Q. M., was responsible.

This at Living Springs, C. T., on or about the 24th day of October, 1866.

To which charges and specifications the prisoner pleaded as follows:

To the specification of the 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification of the 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner to the first charge, and the specification thereof, and finds him as follows:

Of the specification of the 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification of the 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

and does therefore sentence him, Private *Stephen Richendollar*, of Company D, 36th U. S. Infantry, to be confined at hard labor, under guard, at the post where his company may be serving, for the period of six [6] months, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the same period.

18th. Private *John Slaughter*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Slaughter*, of Com-

pany G, 2d U. S. Cavalry, to be confined at hard labor, under the guard of the post where his company may be serving, for the period of two [2] months, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for six [6] months.

19th. Private *Joseph George*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him, Private *Joseph George*, of Company G, 2d U. S. Cavalry.

21st. Private *John Woarl*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Woarl*, of Company G, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard of the post where his company may be serving, for the period of two (2) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six months. The Court is thus lenient in consideration of the long imprisonment the prisoner has already undergone.

22d. Private *Patrick McCahill*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

firm the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick McCahill*, of Company G, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard of the post where his company may be serving, for the period of two [2] months, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of six [6] months. The Court is thus lenient in consideration of the long imprisonment the prisoner has already undergone.

11. The proceedings, findings, and sentence, in the case of Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, are approved and confirmed.

The proceedings, findings, and sentence in the case of Private *Patrick Conmy*, Company E, 36th U. S. Infantry, are approved and confirmed.

The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings, in the cases of Corporal *Robert Brandon*, Company I, 36th U. S. Infantry; Privates *William McDonald*, Company F, 36th U. S. Infantry; *Dorastus Peck*, Company D, 36th U. S. Infantry; *Robert Myers*, Company E, 36th U. S. Infantry; *John Sarille*, Company A, 36th U. S. Infantry; *W. H. Whitcomb*, Company F, 18th U. S. Infantry; *Daniel Collins*, Company B, 36th U. S. Infantry; *Louis Brown*, Company I, 36th U. S. Infantry; *Neils Hansen*, Company B, 36th U. S. Infantry; *Carl F. Timmerman*, Company E, 36th U. S. Infantry; *Henry E. Ward*, Company B, 36th U. S. Infantry; *Stephen Richendollar*, Company D, 36th U. S. Infantry; *John Slaughter*, Company G, 2d U. S. Cavalry; *John Woarl*, Company G, 2d U. S. Cavalry; and *Patrick McCahill*, Company G, 2d U. S. Cavalry, are approved.

The sentences are confirmed and will be carried into effect.

The proceedings and findings in the cases of Privates *Peter Donnelly*, Company I, 36th U. S. Infantry, and *Joseph George*, Company G, 2d U. S. Cavalry, are approved.

The prisoners will be released from confinement and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'rt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

4th. 1st Sergeant *James Timmons*, Company A, 2d U. S. Cavalry.

5th. Sergeant *Jeremiah Morgan*, Company A, 2d U. S. Cavalry.

Sergeant *Abraham Gohrals*, Company A, 2d U. S. Cavalry.

Sergeant *John Sulliran*, Company A, 2d U. S. Cavalry.

Sergeant *Peter Glosson*, Company A, 2d U. S. Cavalry.

Corporal *William Cagney*, Company A, 2d U. S. Cavalry.

Corporal *Daniel Morgan*, Company A, 2d U. S. Cavalry.

Bugler *Frederick Sweitzer*, Company A, 2d U. S. Cavalry.

Bugler *George Compton*, Company A, 2d U. S. Cavalry.

Private *Thomas Armstrong*, Company A, 2d U. S. Cavalry.

Private *Charles Anstin*, Company A, 2d U. S. Cavalry.

Private *Herman Bolenhagen*, Company A, 2d U. S. Cavalry.

Private *Joseph S. Bogie*, Company A, 2d U. S. Cavalry.

Private *Henry Bauer*, Company A, 2d U. S. Cavalry.

Private *George Bolton*, Company A, 2d U. S. Cavalry.

Private *William H. Clemens*, Company A, 2d U. S. Cavalry.

Private *Harrison Dell*, Company A, 2d U. S. Cavalry.

Private *Michael Flynn*, Company A, 2d U. S. Cavalry.

Private *Isaac Hance*, Company A, 2d U. S. Cavalry.

Private *Frank Kesner*, Company A, 2d U. S. Cavalry.

Private *Thomas Langin*, Company A, 2d U. S. Cavalry.

Private *James Moore*, Company A, 2d U. S. Cavalry.

Private *John H. Oliver*, Company A, 2d U. S. Cavalry.

Private *John O'Keefe*, Company A, 2d U. S. Cavalry.

Private *John Pearson*, Company A, 2d U. S. Cavalry.

Private *John Powell*, Company A, 2d U. S. Cavalry.

Private *Jerry Scanlon*, Company A, 2d U. S. Cavalry.

Private *Charles M. Sheldon*, Company A, 2d U. S. Cavalry.

Private *George A. Williams*, Company A, 2d U. S. Cavalry.

Private *Frederick J. Williams*, Company A, 2d U. S. Cavalry.

Private *David Williams*, Company A, 2d U. S. Cavalry.

Private *George Winters*, Company A, 2d U. S. Cavalry.

Private *Thomas A. Warnell*, Company A, 2d U. S. Cavalry.

- 6th. Private *Adolph Liedendorf*, Company C, 2d U. S. Cavalry.
 Private *William Thomas*, Company I, 2d U. S. Cavalry.
 Private *Charles Partenheimer*, Company F, 2d U. S. Cavalry.
 Private *John J. Atkinson*, Company A, 2d U. S. Cavalry.
 Private *Henry Edwards*, Company L, 2d U. S. Cavalry.
 7th. Private *Michael Driscoll*, Company F, 2d U. S. Cavalry.
 8th. Corporal *Samuel Caldwell*, Company E, 2d U. S. Cavalry.
 10th. Private *Gilbert Tye*, Company G, 2d U. S. Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, August 24th, 1867.

GENERAL ORDERS, }
 No. 38. }

I. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Field Orders, No. 14, from Headquarters Department of the Platte, dated Fort Laramie, D. T., June 26th, 1867, and of which Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th U. S. Infantry, is President, were arraigned and tried:

4th. 1st Sergeant *James Timmons*, Company A, 2d U. S. Cavalry.

CHARGE—"Conduct highly prejudicial to good order and military discipline."

Specification 1—In this: That the said 1st Sergeant *James Timmons*, Company A, 2d Cavalry, being at the time in command of a detachment of Company A, 2d Cavalry, and being detailed with his detachment by proper authority, to go in search of and arrest certain persons, who had been engaged in a riot, did go with his detachment to a house or ranche of one *Jules Ecoffey*, and did there direct, authorize, encourage, or did not exercise his authority to prevent the pillage and total destruction by fire, of the said house or ranche of said *Jules Ecoffey*, by the men under his immediate command.

All this at *Ecoffey's* ranche, about five miles from Fort Laramie, D. T., on or about the 4th day of July, 1867.

Specification 2—In this: That he, First Sergeant *James Timmons*, Company A, 2d Cavalry, being in charge of a detachment of U. S. troops, sent in search of and to arrest and bring to Fort Laramie, D. T., certain citizens who had been engaged in a riot, did turn over one citizen prisoner, by the name of — *Riptoe*, to a portion of his command, with the understanding that the said prisoner was to be murdered, and did connive at the crime of murder which was committed on the body of said — *Riptoe*.

All this at or near *Burdeaux* ranche, D. T., on the 4th day of July, 1867.

To which charge and specifications the prisoner pleaded—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification of the charge—"Guilty," except as to the word "direct," and the words "or did not exercise his authority to prevent."

Of the 2d specification of the charge—"Guilty," except as to the words "with the understanding that the said prisoner was to be murdered."

Of the charge—"Guilty,"

and does therefore sentence him, the aforesaid First Sergeant *James Timmons*, Company A, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances which are now due him, except the just dues of the sutler and laundress, to be dishonorably discharged the service of the United States, and to be confined in such state prison as the Commanding Officer of the Department may direct, for a period of ten (10) years.

5th. Sergeant *Jeremiah Morjan*, *Abraham Gohrals*, *John Sullivan*, and *Peter Glosson*; Corporals *William Cagney* and *Daniel Morgan*; Buglers *Frederick Sweitzer* and *George Compton*; Privates *Thomas Armstrong*, *Charles Austin*, *Herman Bolenhagen*, *Joseph S. Bogie*, *Henry Bauer*, *George Bolton*, *William H. Clemens*, *Har-*

rison Dell, Michael Flynn, Isaac Hance, Frank Kesner, Thomas Langin, James Moore, John H. Oliver, John O'Keefe, John Pearson, John Powell, Jerry Scanlon, Charles M. Sheldon, George A. Williams, Frederick J. Williams, David Williams, George Winters, and Thomas A. Warnell, all of Company A, 2d U. S. Cavalry.

CHARGE 1—"Malicious and cruel treatment of a citizen prisoner to the prejudice of good order and military discipline."

Specification—In this: That they, the said Sergeants *Jeremiah Morgan, Abraham Gohrals, John Sullivan, and Peter Glosson*; Corporals *William Cagney and Daniel Morgan*; Buglers *Frederick Sreitzer and George Compton*; Privates *Thomas Armstrong, Charles Austin, Herman Bolenhagen, Joseph S. Bagie, Henry Bauer, George Bolton, William H. Clemens, Harrison Dell, Michael Flynn, Isaac Hance, Frank Kesner, Thomas Langin, James Moore, John H. Oliver, John O'Keefe, John Pearson, John Powell, Jerry Scanlon, Charles M. Sheldon, George A. Williams, Frederick J. Williams, David Williams, George Winters, and Thomas A. Warnell*, being at the time members of, or accompanying a detachment of Company A, 2d Cavalry, under the immediate command of 1st Sergeant *James Timmons*, Company A, 2d Cavalry, which detachment was portion of a larger party under command of 1st Lieutenant *James Cahill*, Company A, 2d Cavalry, which had been sent from Fort Laramie, D. T., by proper authority, to quell a riot in which soldiers were engaged, and to arrest guilty persons, did take into custody at *Burdean's* ranche, about nine (9) miles from Fort Laramie, the late *George Riptoe*, a citizen, and upon the way back to Fort Laramie, D. T., did cruelly beat him on the head and face with their carbines, and did maliciously shoot him seven times in various parts of the body, with fire-arms.

All this at or about one mile from *Burdean's* ranche, on the road to Fort Laramie, D. T., on the 4th day of July, 1867.

CHARGE 2—"Arson, to the prejudice of good order and military discipline."

Specification—In this: That they, the said Sergeants *Jeremiah*

Morgan, Abraham Gohrals, John Sullivan, and Peter Glosson; Corporals *William Cagney and Daniel Morgan*; Buglers *Frederick Sweitzer and George Compton*; Privates *Thomas Armstrong, Charles Austin, Herman Bolenhagen, Joseph S. Bogie, Henry Bauer, George Bolton, William H. Clemens, Harrison Dell, Michael Flynn, Isaac Hance, Frank Kesner, Thomas Langin, James Moore, John H. Oliver, John O'Keefe, John Pearson, John Powell, Jerry Scanlon, Charles M. Sheldon, George A. Williams, Frederick J. Williams, David Williams, George Winters, and Thomas A. Warnell*, being at the time members of or accompanying a detachment of Company A, 2d Cavalry, under the immediate command of 1st Sergeant *James Timmons*, Company A, 2d Cavalry, did willfully and maliciously burn the store, store-room, dwellings, blacksmith shop, stable, billiard saloon, and the sundry and various buildings known as *Ecoffey's* or Laramie ranche, to the total destruction thereof, and of much valuable property contained therein.

CHARGE 3—"Larceny, to the prejudice of good order and military discipline."

Specification—In this: That they, the said Sergeants *Jeremiah Morgan, Abraham Gohrals, John Sullivan, Peter Glosson*; Corporals *William Cagney, Daniel Morgan*; Buglers *Frederick Sweitzer, George Compton*; and Privates *Thomas Armstrong, Charles Austin, Herman Bolenhagen, Joseph S. Bogie, Henry Bauer, George Bolton, William H. Clemens, Harrison Dell, Michael Flynn, Isaac Hance, Frank Kesner, Thomas Langin, James Moore, John H. Oliver, John O'Keefe, John Pearson, John Powell, Jerry Scanlon, Charles M. Sheldon, George A. Williams, Frederick J. Williams, David Williams, George Winters, and Thomas A. Warnell*, being at the time members of, or accompanying a detachment of Company A, 2d U. S. Cavalry, under the immediate command of 1st Sergeant *James Timmons*, Company A, 2d Cavalry, did feloniously and fraudulently take and carry away, divers and various boxes, bottles, liquors, hats, whips, U. S. Treasury notes, National currency notes, silver money and valuable papers, to the amount of not less than seven hundred (700) dollars.

All this at *Ecoffey's* or Laramie ranche, about five miles from Fort Laramie, D. T., on the 4th day of July, 1867.

To which charges and specifications the accused pleaded—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Sergeant *Jeremiah Morgan*, Company A, 2d U. S. Cavalry—
Of the specification 1st charge—"Guilty," except as to the words "and did maliciously shoot him seven times in various parts of the body with fire-arms."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty."

Sergeant *John Sullivan*, Company A, 2d U. S. Cavalry—
Of the specification 1st charge—"Guilty," except as to the words "seven times."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

Sergeants *Abraham Gohrals*, *Peter Glosson*; Corporals *William Cagney*, *Daniel Morgan*; Buglers *Frederick Siefert*, *George Compton*; and Privates *Thomas Armstrong*, *Charles Austin*, *Herman Bollenhagen*, *Joseph S. Bogie*, *Henry Baner*, *George Bolton*, *William H. Clemens*, *Harrison Dell*, *Michael Flynn*, *Isaac Hance*, *Frank Kesner*, *Thomas Langin*, *James Moore*, *John H. Oliver*, *John O'Keefe*, *John Pearson*, *John Powell*, *Jerry Scanlon*, *Charles M. Sheldon*, *George A. Williams*, *Frederick J. Williams*, *David Williams*, *George Winters*, and *Thomas A. Warnell*, all of Company A, 2d U. S. Cavalry—"Not Guilty,"

and does therefore sentence the said Sergeant *Jeremiah Morgan*, Company A, 2d U. S. Cavalry, to be reduced to the ranks; to lose all pay and allowances now due him, or which may become due him, except his just debts to the sutler and laundress; to be dishonorably discharged from the service of the United States, and to be confined for fifteen (15) years in such state's prison as the General Commanding the Department may direct.

And the Court does likewise sentence the said Sergeant *John Sullivan*, Company A, 2d U. S. Cavalry, to be reduced to the ranks; to lose all pay and allowances which are now, or may become due him, except the just dues of the sutler and laundress; to be dishonorably discharged from the service of the United States, and to be confined for five (5) years in such state's prison as the General Commanding the Department may direct.

6th. Privates *Adolph Liedendorf*, Company C; *William Thomas*, Company I; *Charles Partenheimer*, Company F; *John J. Atkinson*, Company A; and *Henry Edwards*, Company L; all of the 2d Cavalry.

CHARGE—"Robbery."

Specification—In this: That the said Privates *Adolph Liedendorf*, Company C; *William Thomas*, Company I; *Charles Partenheimer*, Company F; *John J. Atkinson*, Company A; and *Henry Edwards*, Company L, all of the 2d Cavalry, did force a citizen, by name *David Cooley*, against his will to deliver to them one silver watch, the property of said *Cooley*.

All this at Fort Laramie, D. T., on or about the 25th of July, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence them, Privates *Adolph Liedendorf*, Company C; *William Thomas*, Company I; *Charles Partenheimer*, Company F; *John J. Atkinson*, Company A; and *Henry Edwards*, Company L, all of the 2d Cavalry, to

be dishonorably discharged the service of the United States, and to be confined for two (2) years in such state prison as the General Commanding the Department may direct.

7th. Private *Michael Driscoll*, Company F, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Michael Driscoll*, Company F, 2d U. S. Cavalry, to forfeit all pay and allowances now due him, except the just dues of the sutler and landdress; to refund to the United States all losses incurred by his desertion; to be confined in charge of the guard, at hard labor, for six (6) months, and to forfeit his monthly pay for the same period.

8th. Corporal *Samuel Caldrell*, Company E, 2d U. S. Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Assault with intent to kill, to the prejudice of good order and military discipline."

Specification—In this: That he, *Samuel Caldrell*, Corporal of E Company, 2d U. S. Cavalry, being in arrest in his company quarters, did fire a Spencer carbine at Private *T. D. Slade*, Company E, 2d U. S. Cavalry, saying: "You son of a bitch. I'll shoot you now," or words to that effect.

This at Fort Laramie, D. T., on or about the 26th day of July, 1867.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," except the words "about

noon."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, the said Corporal *Samuel Caldwell*, Company E, 2d U. S. Cavalry, to be reduced to the ranks; to be dishonorably discharged from the service of the United States, with the loss of all pay and allowances which are now or may become due him, except the just dues of the sutler and laundress; and to be imprisoned for a period of two (2) years, in such state prison as the General Commanding the Department may direct.

10th. Private *Gilbert Tye*, Company G, 2d U. S. Cavalry.

CHARGE 1—"Violation of the 25th Article of War."

Specification—In this: That he, Private *Gilbert Tye*, then of Company A, 2d U. S. Cavalry (being then a sergeant), did, on or about the 5th day of July, 1866, send to 1st Sergeant *James Timmons*, Company A, 2d U. S. Cavalry, a challenge to fight him a duel with a Colt's revolver, any moment during the day that he (*Timmons*) might select.

This on or about the 5th day of July, 1866, at or near Fort McPherson, N. T.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Gilbert Tye*, then of Company A, 2d U. S. Cavalry (being then a sergeant), did, on or about the 16th day of July, 1866, try to excite a seditious feeling among the enlisted men of Company A, 2d U. S. Cavalry, saying, in presence of the enlisted men of the aforesaid company, "that they were cheated out of their full allowance of rations by the cook," (*Michael Flynn*, a private soldier in said company) and that "they were otherwise being treated like dogs," or words to that effect.

This on or about the 16th day of July, 1866, at or near Fort McPherson, N. T.

CHARGE 3—"Absence without leave."

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, the said Private *Gilbert Tye*, of G Company, 2d U. S. Cavalry, to make good the time lost by absence without leave, to forfeit all pay and allowances now due him, and to be confined in charge of the guard for sixty (60) days.

11. The proceedings and findings, in the case of 1st Sergeant *James Timmons*, Company A, 2d U. S. Cavalry, are approved. The sentence is mitigated to a forfeiture to the United States of all pay and allowances which are now due him, except the just dues of the sutler and laundry; to be dishonorably discharged the service of the United States, and to be confined in such state prison as the Commanding Officer of the Department may direct, for a period of three (3) years. The Penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service, and forwarded under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the case of Sergeant *Jeremiah Morgan*, Company A, 2d U. S. Cavalry, are approved. That part of

the sentence which directs his confinement for fifteen (15) years, is mitigated to a confinement for five (5) years; the remainder of the sentence will be carried into effect. The Penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States, and forwarded under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the case of Sergeant *John Sullivan*, Company A, 2d U. S. Cavalry, are approved. That part of the sentence which directs his confinement for five (5) years, is mitigated to a confinement for two (2) years. The remainder will be carried into effect. The Penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States, and forwarded under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the cases of Sergeants *Abraham Gohrals*, *Peter Glosson*; Corporals *William Cagney*, *Daniel Morgan*; Buglers *Frederick Sweitzer*, *George Compton*; and Privates *Thomas Armstrong*, *Charles Austin*, *Herman Bolenhagen*, *Joseph S. Bogie*, *Henry Bauer*, *George Bolton*, *William H. Clemens*, *Harrison Dell*, *Michael Flynn*, *Isaac Hance*, *Frank Kesner*, *Thomas Langin*, *James Moore*, *John H. Oliver*, *John O'Keefe*, *John Pearson*, *John Powell*, *Jerry Scanlon*, *Charles M. Sheldon*, *George A. Williams*, *Frederick J. Williams*, *David Williams*, *George Winters*, and *Thomas A. Warnell*, all of Company A, 2d U. S. Cavalry, are approved. It is noticed that although the prisoners are found "Not Guilty," they are not acquitted by the Court. They will be released from arrest and restored to duty.

The proceedings and findings, in the cases of Privates *Adolph Liedendorf*, Company C; *William Thomas*, Company I; *Charles Partenheimer*, Company F; *John J. Atkinson*, Company A; and *Henry Edwards*, Company L, all of the 2d U. S. Cavalry, are approved. The sentence in each case is mitigated to confinement in the guard-house, at the post where their companies may be serving, for six (6)

months, and a forfeiture of their pay proper for the same period.

The proceedings and findings, in the case of Private *Michael Driscoll*, Company F, 2d U. S. Cavalry, are approved. The sentence is confirmed, and will be carried into effect.

The proceedings and findings, in the case of Corporal *Samuel Caldwell*, Company E, 2d U. S. Cavalry, are approved. The sentence is mitigated to a reduction to the ranks as a private soldier; to be confined at hard labor, under charge of the guard, for six months, forfeiting his pay proper for the same period.

The proceedings and findings, in the case of Private *Gilbert Tye*, Company G, 2d U. S. Cavalry, are approved. On the recommendation of a majority of the members of the Court, the sentence is mitigated to a forfeiture of all pay and allowances due him at date of this order, and to make good the time lost by absence without leave. The prisoner will be released from arrest, and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B't. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE

Omaha, Nebraska, August 27th, 1867.

GENERAL ORDERS, }
No. 39. }

The General Commanding takes pleasure in announcing to his command the following decided successes on the part of troops, serving in this Department, against greatly superior numbers of hostile indians.

On the 26th June last, a war party of Sioux and Cheyennes combined, numbering between five and six hundred warriors, under the leadership of *Roman Nose*, surrounded and attacked a train of supplies, escorted by forty-eight men of the 7th Cavalry, (temporarily serving in the Department,) under Lieutenants *S. M. Robbins* and *W. W. Cook*. The indians surrounded the train for three hours, making desperate efforts to capture it, but were gallantly resisted, and eventually repulsed with a loss of five warriors killed and several wounded. Our loss—two men slightly wounded. The officers and men engaged are commended by their commanding officer for good conduct in this their first engagement with hostile indians.

On the 2d instant, Brevet Major *James Powell*, Captain 27th U. S. Infantry, with twenty-five men of his company and five citizens, employed in getting wood, five miles from Fort Philip Kearny, found themselves cut off from the Fort by a heavy force of indians, estimated by cool heads to be about two thousand.

They took position in a small corral, constructed of wagon beds and ox-yokes, and in this little hastily extemporized work, these thirty men most gallantly and determinedly defended themselves for three and a half hours, against overwhelming odds.

In their first assault the indians were mounted. Driven back they dismounted, took their horses to the rear, stripped themselves, and returned to the assault, only to be again repulsed with great loss, Major *Powell's* party were relieved by the arrival of Brevet Lieutenant Colonel *B. F. Smith*, Major 27th U. S. Infantry, with two companies of Infantry and some Artillery.

"Fortunately, Major *Powell's* party had just received the new

breech-loading rifles," as Major *Smith* reports, "had they been armed with the old muzzle-loading arm they must all have been massacred before relief could have reached them."

Major *Powell* modestly claims sixty indians killed and one hundred and twenty wounded. It is but just, however, to state, that reliable citizens and others, well informed as to result and indications, assert their firm conviction that not less than three hundred indians were killed or disabled. Major *Powell* by his coolness and firmness in this most creditable affair, has shown what a few determined men can effect with good arms and strong hearts, even with such temporary defensive arrangements as are almost always at hand, and that it is always safer, leaving out the questions of duty and professional honor, to stand and fight indians than to retreat from them. Had this party attempted to fall back, every one would have perished. As it was, it lost one officer and two enlisted men killed.

Lieutenant *Jenness*, a most excellent young officer, fell while affording to his men a fine example of coolness and daring in the performance of his duty.

His loss is regretted by his command by whom he was greatly esteemed and loved.

On the 17th instant, Lieutenant *Davis* of the Pawnee scouts, sent out with ten men to reconnoitre near Plum Creek, Nebraska, fell in with a greatly superior force of hostile indians. He gradually fell back until reinforced by Captain *Murie* and thirty men of his Pawnees, when they re-crossed the Platte river and were soon attacked by over a hundred Cheyennes and Sioux.

Captain *Murie* coolly held his fire until within proper distance, when he quickly charged and dispersed them, following them in a running fight for ten miles, killing fifteen, certain, and, it is believed, more; wounding a good many, and capturing two prisoners, thirty-one horses and mules, and a large number of blankets, saddles and other property.

Our only loss—one horse killed and five wounded. Captain *Murie*, Lieutenant *Davis*, and their brave Pawnees, are entitled to great credit for this most decided success.

The General Commanding regrets that the commanders in these

several affairs have not given the names of the enlisted men who most distinguished themselves, that they might be recorded in this order. It is not too late to remedy this apparent injustice, and the commanders concerned, will, on receipt of this order, report the desired names to these Headquarters.

Hereafter, in all reports of engagements, the names of enlisted men distinguishing themselves will be embraced in the report.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

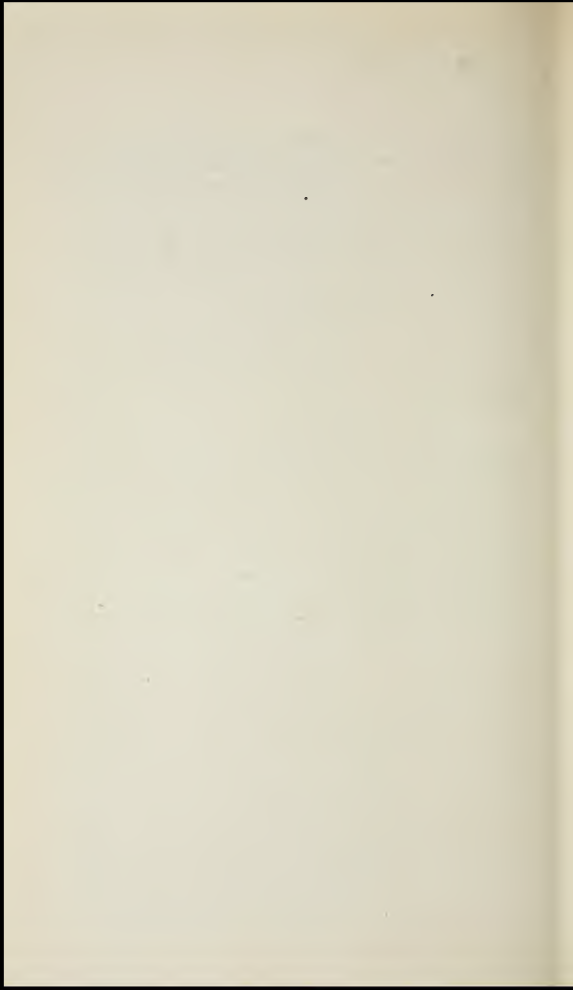
H. G. LITCHFIELD,

Brt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, August 28th, 1867.

GENERAL ORDERS, {
No. 40. }

I. Officers in this Department entitled to horses and who may desire to obtain them from the Quartermaster's Department, will notify the Chief Quartermaster of the Department of such wish, that at his first subsequent purchase of horses allowance can be made for them.

II. Hereafter officers will not be permitted to purchase or take for private use, horses issued for the use of a regiment, troop, or battery.

III. When a recuperate horse is re-issued for cavalry purposes, it will be assigned, except in extraordinary circumstances, only to the troop which originally turned it in.

IV. The commanding officer of each troop of cavalry and battery of artillery, serving in this Department, will be required to make and keep, in a permanent form, a descriptive record of all the public horses in his troop or battery, which record will be considered part of the company records and carefully kept up by succeeding commanders. This record will show the name of the horse, the date at which received for service in the company, and the age and characteristic description of the horse, including all brands, and will have added from time to time, as becomes necessary, a succinct history of the service and final disposition of the horse.

V. All cavalry and artillery horses when received for service in a troop or battery, will be branded as follows:

On the left shoulder the letters U. S., (this brand need not be renewed if already plainly existing.)

On the left hip—the designation of the regiment and troop or bat-

tery, as $\frac{2 \text{ C}}{\text{A}}$ or $\frac{3 \text{ A}}{\text{C}}$

All horses in service in the Department, not now branded, will have the proper brands affixed without delay.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE

Omaha, Nebraska, August 29th, 1867.

GENERAL ORDERS, }
No. 41. }

To carry out the requirements of General Orders, No. 76, War Department, Adjutant General's Office, of August 15th, 1867, the Commanding Officer of every post within the Department, will, on the receipt of this order, cause to be immediately discharged, all civilians employed in the Quartermaster's Department at his post. Should he deem it necessary, he will then order the employment of such of them, as, in his estimation cannot be dispensed with, or replaced by enlisted men of his command, without manifest injury to the public service. The Commanding Officer of the depot at Fort D. A. Russell, D. T., will forward to these Headquarters, for approval, a list of his employees, stating the necessity for their employment and their compensation.

On the 30th of September next, the Commanding Officer of every post and depot, within the Department, will report to these Headquarters the number of civilians employed at his post or depot, specifying the services performed, the necessity for them, and their compensation.

In giving orders for the employment of civilians, Commanding Officers will be held responsible, as for any other order involving expenditure of public money, that it is justified by the necessities of the public service, and copies of all such orders will be forwarded to these Headquarters on the date of their issue.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Brt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Aide-de-Camp.



G. C. M.

2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 29th, 1867.*

GENERAL ORDERS, {
No. 12. }

1. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Special Field Orders, No. 13, from Headquarters Department of the Platte, dated Camp on Crow Creek Crossing, July 2d, 1867, and of which Captain *J. L. Proctor*, 36th U. S. Infantry, is President, were arraigned and tried:

15th. 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry, was, on the afternoon of the 13th day of June, 1867, in a state of intoxication, behind the counter of a grocery store, kept by a citizen (name unknown), where articles were sold, such as canned fruits, tobacco and whiskey.

Specification 2—In this: That he, 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry, on the afternoon of the 13th day of June, 1867, after having been placed in arrest by his superior officer, Captain *J. P. W. Neill*, 36th U. S. Infantry, said officer then being in the execution of his duty, met Captain and Brevet Major *B. P. Mimmack*, 30th U. S. Infantry, officer of the day, and said to him "By Jesus Christ, I'm as good a man as any of them; I can whip any man in the 36th Infantry, or the 30th; I've done it once, and I can do it again," or words to that effect, said Lieutenant *Hughes* being at this time in a state of intoxication.

Specification 3—In this: That he, 2d Lieutenant *L. M. Hughes*, 36th Infantry, did, on the afternoon of the 13th day of June, 1867, while in a state of intoxication, call for the guard, and, upon its arrival, did take a musket from one of the members of said guard, and make a brutal and unprovoked assault upon the person of Private *William C. Dowerty*, Company K, 30th Infantry, by knocking him down with said musket, kicking him in the face, and stamping him on the chest.

Specification 4—In this: That he, 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry, did, on the afternoon of the 13th day of June, 1867, while in a state of intoxication, after knocking down with the musket, Private *William C. Dowerty*, Company K, 30th U. S. Infantry, attempt to bayonet him, at the same time ordering the guard to kill him, using the following language: "Kill the son of a bitch; it is my order," or words to that effect, being prevented from accomplishing his purpose by the men of his own company, and when so prevented by men of his own company from further kicking and brutally abusing Private *William C. Dowerty*, Company K, 30th U. S. Infantry, did say: "Well, I'm satisfied; I've killed the son of a bitch," or words to that effect.

All this at or near to camp of the 30th U. S. Infantry, Larren's Fork, Nebraska, on or about the date above specified.

To which charge and specifications the accused pleaded as follows:

To the 1st specification of the charge—"Not Guilty."

To the 2d specification of the charge—"Not Guilty."

To the 3d specification of the charge—"Not Guilty," except the words "did knock him down with the musket."

To the 4th specification of the charge—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification of the charge—"Not Guilty."

Of the 2d specification of the charge—"Not Guilty."

Of the 3d specification of the charge—"Not Guilty," except the

words "did knock him down with a musket," to which the Court attach no criminality.

Of the 4th specification of the charge—"Not Guilty."

Of the charge—"Not Guilty,"

and does therefore acquit him, 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry.

II. The proceedings and findings, in the foregoing case of 2d Lieutenant *L. M. Hughes*, 36th U. S. Infantry, are approved. He will be released from arrest and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.



G. C. M.

1. Private *Alonzo O. Loomis*, Company M, 2d U. S. Cavalry.
 2. Private *Louis Fehlman*, Company K, 4th U. S. Infantry.
 3. Private *Bernard Goesh*, Company K, 4th U. S. Infantry.
 4. Private *Henry Buch*, Company M, 2d U. S. Cavalry.
 5. Private *James Kenney*, Company F, 4th U. S. Infantry.
 6. Private *Albion H. Drown*, Company M, 2d U. S. Cavalry.
 7. Private *Samuel Stroup*, Company F, 30th U. S. Infantry.
 8. Private *William Mount*, Company C, 30th U. S. Infantry.
 9. Sergeant *Thomas Comeskey*, Company A, 30th U. S. Infantry.
 10. Private *Jesse McClane*, Company A, 30th U. S. Infantry.
 11. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.
 12. Corporal *William L. Rooker*, Company K, 4th U. S. Infantry.
 13. Private *Patrick Shields*, Company A, 30th U. S. Infantry.
 14. Private *Edvard Whipple*, Company A, 30th U. S. Infantry.
 15. Private *Thomas Fogarty*, Company A, 30th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, September 20th, 1867.*

GENERAL ORDERS, {
No. 43. }

I. Before a General Court Martial, which convened at Fort Sedgwick, Colorado Territory, pursuant to Special Orders Nos. 149 and 154, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*, Major 4th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Alonzo O. Loomis*, Company M, 2d U. S. Cavalry.

CHARGE 1—"Theft."

Specification—In this: That he, the said *Alonzo O. Loomis*, Company M, 2d U. S. Cavalry, did steal one Remington revolver, the property of the United States.

This at Fort Sedgwick, C. T., on or about the sixth day of June,

1867.

CHARGE 2—"Selling Government Property."

Specification—In this: That he, the said *Alonzo O. Loomis*, of Company M, 2d U. S. Cavalry, did sell one Remington revolver, the property of the United States.

This at Fort Sedgwick, C. T., on or about the sixth day of June, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Alonzo O. Loomis*, of Company M, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard, for the period of three (3) months, and to forfeit to the United States ten dollars (\$10) per month, of his monthly pay, for the same period.

2d. Private *Lonis Fehlman*, Company K, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused and finds him "Guilty," as charged, and does therefore sentence him, Private *Lonis Fehlman*, of Company K, 4th Infantry, to forfeit to the United States ten dollars (\$10) per month, of his monthly pay, for the period of six (6) months; to be confined at hard labor, under charge of the guard, for the same period, and to make good the time lost by desertion.

3d. Private *Bernard Goesh*, Company K, 4th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Bernard Goesh*, of Company K, 4th United States Infantry, did, on or about the 17th day of June, 1867, refuse to obey the orders of Quartermaster Sergeant *Henry C. Spencer*, Company K, 4th U. S. Infantry.

This at camp near Lone Tree, Nebraska, between the hours of 3 and 4 p. m., and on or about the 17th day of June, 1867.

Specification 2—In this: That he, Private *Bernard Goesh*, of Company K, 4th United States Infantry, did, on or about the 17th day of June, 1867, aim his rifle at Quartermaster Sergeant *Henry C. Spencer*, Company K, 4th U. S. Infantry, and said "I'll shoot you," or words to that effect, he, the said Quartermaster Sergeant *Henry C. Spencer*, being there and then in the execution of his duty.

This at camp near Lone Tree, Nebraska, between the hours of 3 and 4 p. m., and on or about the 17th day of June, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Bernard Goesh*, of Company K, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, under charge of the guard, for the same period.

4th. Private *Henry Buch*, Company M, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "and desert,"
 Of the charge—"Not Guilty," but "Guilty of absence without leave,"
 and does therefore sentence him, Private *Henry Buch*, of Company M, 2d Cavalry, to forfeit to the United States the sum of ten dollars (\$10) per month of his monthly pay for the period of three (3) months, in order to refund to the government the amount paid for his apprehension as a deserter, and to be confined at hard labor, under charge of the guard, for one month.

5th. Private *James Kenney*, Company F, 4th U. S. Infantry.

CHARGE—"Deserting Post."

Specification—In this: That he, Private *James Kenney*, Company F, 4th U. S. Infantry, being a member of the guard mounted at Fort Sedgwick, C. T., at 8 o'clock, July 4th, 1867, and relieved at 8 o'clock, July 5th, 1867, having been duly posted as a sentinel, did abandon his post without being regularly relieved, between the hours of 10 p. m. and 12 o'clock midnight, of July 4th, and did go to sleep inside a tent covering officers' sink, and did so remain sleeping till discovered by Corporal *Wolfe*, Company F, 30th U. S. Infantry, Corporal of the guard, at or about the hour of 12 o'clock, midnight.

All this at or near Fort Sedgwick, C. T., on or about July 4th, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Kenney*, of Company F, 4th U. S. Infantry, to forfeit to the United States the sum of eight dollars (\$8) per month of his monthly pay for the period of ten (10) months.

6th. Private *Albion H. Drown*, Company M, 2d U. S. Cavalry.

CHARGE 1—"Cowardice."

Specification—In this: That the said Private *Albion H. Drown*, of Company M, 2d Cavalry, being on escort duty as escort for Assistant Surgeon *Frank Meacham*, U. S. A., did shamefully abandon and run away from said charge on the supposed approach of

indians.

This near Lawren's Fork, Nebraska, on or about the 2d day of August, 1867.

CHARGE 2—"Disobedience of orders."

Specification—In this: That he, the said Private *Albion H. Drown*, of Company M, 2d Cavalry, having been ordered by Sergeant *George Zimmerman*, Company M, 2d Cavalry, to return to the ambulance which he was on duty escorting, said Sergeant *George Zimmerman* being in the execution of his duty, did fail to obey said order.

This near Lawren's Fork, Nebraska, on or about the 2d day of August, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Albion H. Drown*, of Company M, 2d U. S. Cavalry.

7th. Private *Samuel Stroup*, Company F, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Samuel Stroup*, of Company F, 30th U. S. Infantry, to forfeit all pay and allowances due at the date of desertion; to a stoppage of all pay and allowances, except the just dues of the sutler and laundress, for six months thereafter, and to be confined at hard labor, under charge of the guard, for the same period.

8th. Private *William Mount*, Company C, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, the said Private *William Mount*, of Company C, 30th U. S. Infantry, a duly enlisted soldier of the U. S. Army, did steal and appropriate to his own use one breech-loading rifle, the property of the United States, for which Brevet Major *Alexander J. Dallas*, U. S. Army, Captain 30th U. S. Infantry, is responsible.

This at or near Julesburg, C. T., on or about the 25th day of August, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—confirms his plea and finds him "Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *William Mount*, of Company C, 30th U. S. Infantry, to forfeit to the United States all pay and allowances that are or may become due him, and to be dishonorably discharged the service of the United States.

9th. Sergeant *Thomas Comeskey*, Company A, 30th U. S. Infantry.

CHARGE 1—"Riotous conduct, to the prejudice of good order and military discipline."

Specification—In this: That he, the said *Thomas Comeskey*, Sergeant of Company A, 30th Regiment U. S. Infantry, did become drunk in the company street, and did wilfully and maliciously attack one *William Walker*, a Lance Corporal of Company A, 30th Infantry, and did kick and beat the said *Walker*, calling him a "cow-

ard" and a "son of a bitch," or words to that effect.

This at or near camp of Company A, 30th Infantry, near Julesburg, Colorado Territory, on or about the 13th day of August, 1867.

CHARGE 2—"Mutinous conduct, to the prejudice of good order and military discipline."

Specification—In this: That he, the said *Thomas Comeskey*, Sergeant of Company A, 30th Regiment of U. S. Infantry, having been ordered to the guard-house by his 1st Sergeant, for riotous conduct in the company street, and, being placed therein, did continue to curse and swear, and did refuse to remain quiet, though repeatedly ordered so to do by his company commander, Brevet Major *A. J. Dallas*, and that, on physical force being resorted to by his aforesaid company commander, to compel him, the aforesaid Sergeant *Thomas Comeskey*, to obey, he, the said Sergeant *Comeskey*, did attempt to wrest a musket from Sergeant *Stoll*, Sergeant of the guard, with the evident intention of striking his company commander; and the said Sergeant *Thomas Comeskey* did also put up his fist, doubled up, with the evident intention of resisting his aforesaid company commander—all this coupled with threatening language, such conduct having been displayed within the hearing and sight of the majority of his company, then and there looking on.

This at or near camp of Company A, 30th Infantry, near Julesburg, Colorado Territory, on or about the 13th day of August, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—confirms his plea and finds him

"Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Sergeant *Thomas Comeskey*, of Company A, 30th U. S. Infantry, to be reduced to the rank of a private soldier, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of two (2) months.

10th. Private *Jesse McClane*, Company A. 30th U. S. Infantry.

CHARGE 1—"Drunkenness on duty."

Specification—In this: That he, Private *Jesse McClane*, Company A, 30th U. S. Infantry, near Julesburg, C. T., did become so drunk as to be unable to perform the duties of a soldier.

This at or near camp 30th U. S. Infantry, near Julesburg, C. T., on or about the 12th day of August, 1867.

CHARGE 2—"Deserting his guard."

Specification—In this: That he, the said Private *Jesse McClane*, Company A, 30th U. S. Infantry, being a member of the guard mounted at camp 30th Infantry, near Julesburg, C. T., did, without leave of his non-commissioned officer in charge, quit his guard.

This at camp of 30th Infantry, near Julesburg, C. T., on or about the 12th day of August, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Jesse McLane*, of Company A, 30th U. S. Infantry, to be confined at hard labor, under charge of the guard, for five (5) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

11th. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.

CHARGE 1—"Leaving guard without authority."

Specification—In this: That he, Private *Michael Cribbins*, of Company K, 4th United States Infantry, did violently kick or bite on the lip, Private *Dennis Connell*, Company K, 4th U. S. Infantry, between the hours of 3 P. M. and 5 P. M., at Camp Lone Tree, Nebraska, June 13th, 1867.

CHARGE 3—"Violation of the 45th Article of War."

Specification—In this: That he, Private *Michael Cribbins*, of Company K, 4th U. S. Infantry, being a regularly mounted member of the camp guard, did become so drunk as to be utterly unable to perform his duties, between the hours of 3 P. M. and 5 P. M., at Camp Lone Tree, Nebraska, June 13th, 1867.

All this at Camp Lone Tree, Nebraska, on the 13th day of June, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *Michael Cribbins*, of Company K, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for two (2) months.

12th. Corporal *William L. Rooker*, Company K, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused as follows:

Of the specification—"Guilty," substituting the words "did absent himself" for the words "did desert."

Of the charge—confirms his plea, and finds him "Not Guilty" of desertion, but "Guilty" of absence without leave,

and does therefore sentence him, Corporal *William L. Roofer*, of Company K, 4th U. S. Infantry, to be reduced to the rank of a private soldier; to be confined at hard labor, in charge of the guard, for two (2) months; and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

13th. Private *Patrick Shields*, Company A, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick Shields*, of Company A, 30th U. S. Infantry, to forfeit to the United States six dollars (\$6) per month of his monthly pay for two (2) months.

14th. Private *Edward Whipple*, Company A, 30th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Edward Whipple*, Company A, 30th U. S. Infantry, did take from the camp of his company, one rubber blanket of the clothing issued to him by the United States government, and valued at four dollars and fifty cents, with the avowed intention of disposing of or selling it.

This at or near camp 30th U. S. Infantry, near Julesburg, C. T., on or about the 12th day of August, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

finds the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward Whipple*, of Company A, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, one (1) month, and to forfeit to the United States ten dollars (\$10) of his monthly pay for the same period.

15th. Private *Thomas Fogarty*, Company A, 30th U. S. Infantry.

CHARGE—"Stealing Government Clothing."

Specification—In this: That he, Private *Thomas Fogarty*, Company A, 30th Regiment U. S. Infantry, did feloniously steal, take, and carry away, from a package or packages placed for storage at or near the government warehouse, in Julesburg, C. T., two or more pairs of trousers, and did appropriate said trousers to his own use.

This at or near Julesburg, C. T., on or about the evening of the 10th day of August, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Thomas Fogarty*, of Company A, 30th U. S. Infantry.

II. The proceedings and findings in the cases of Private *Alonzo O. Loomis*, Company M, 2d U. S. Cavalry; Private *Louis Fehlman*, Company K, 4th U. S. Infantry; Private *Bernard Goesh*, Company K, 4th U. S. Infantry; Private *Henry Buch*, Company M, 2d U. S. Cavalry; Private *James Kenney*, Company F, 4th U. S. Infantry; Private *Samuel Stroup*, Company F, 30th U. S. Infantry; Sergeant *Thomas Comeskey*, Company A, 30th U. S. Infantry; Private *Jesse McClone*, Company A, 30th U. S. Infantry; Private *Michael Cribbins*, Company K, 4th U. S. Infantry; Corporal *William L. Rooker*, Company K, 4th U. S. Infantry; Private *Patrick Shields*, Company A, 30th U. S. Infantry and Private *Edward Whipple*, Company A, 30th U. S. Infantry, are approved.

The sentence, in each case, is confirmed and will be carried into effect.

The proceedings and findings in the cases of Privates *Albion H. Drown*, Company M, 2d U. S. Cavalry, and *Thomas Fogarty*, Company A, 30th U. S. Infantry, are approved.

They will be released from arrest and restored to duty.

The proceedings and findings in the case of Private *William Mount*, Company C, 30th U. S. Infantry, are approved. The sentence is mitigated to confinement, under charge of the guard, for the period of six (6) months, and a forfeiture of all pay and allowances now due or to become due him during his confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, September 30th, 1867.

GENERAL ORDERS, }
No. 41. }

I. The following latest known opinion from the Judge Advocate General's Office, on the subject of Field Officers, Regimental and Garrison Courts Martial, is published, for the information of this Department.

"The Act of July 17, 1862, ch. 201, sec. 7, in regard to the Field Officer's Court, establishes that court for the trial of members of regiments by officers of those regiments. It has therefore been held to be applicable to the regimental organization only. While there is no doubt that the court was mainly intended for regiments in active service, in time of hostilities, it is yet not necessary that the regiment should be 'in the field,' or part of a brigade. It would be so necessary, and indeed the act would now, in view of the general discontinuance of brigades, be, to a great extent, inoperative, were it not for the last clause of the section, which specifically provides that, 'in the event of there being no brigade commander' to review the proceedings and order the execution of the sentences, 'the proceedings shall be submitted for approval to the commanding officer of the post.' The opinion of this Bureau, referred to as having appeared in the *Army and Navy Journal*, is ascertained to consist of brief remarks, contained in an endorsement addressed to Major General Sheridan, in returning to him for information the record of a regimental court martial, purporting simply to have been held at the headquarters of a certain regiment of the Army. From this term, it was surmised that the court might have been held in and for a regimental organization, with which was (or were) present a field officer (or officers) who (or one of whom) could have been properly detailed as a court, under the Act of 1862, and that therefore the court in question, being one convened under the 66th Article, might not have been the proper one. The endorsement did not enter at any length into the question of the authority of a post commander to convene courts

martial—the character, indeed, and composition of the ‘Headquarters’ mentioned not being known to the Judge Advocate General—nor was it intended to imply that a regimental field officer, commanding a post, might not, in a proper case, convene a garrison court under the 66th Article: when, indeed, he may do so, and when he must, in view of the language of the Act of 1862, convene a field officer’s court, are questions depending entirely upon the constitution and composition of the particular post. For example: if a regiment, or the main body of a regiment (that which is technically known and designated as ‘the regiment’) is stationed at a certain post with a single field officer, who is also the post commander, he may, for the trial of men of the regiment, convene a regimental court of three officers, under the 66th Article. It is not necessary or proper that he should resort to an application to his next superior, to have himself detailed as a field officer’s court, for, being post commander, he occupies a position other than (or in addition to) that of commander of the regiment; and as the post commander is specially designated in the Act, as the proper authority to *review* the proceedings of such court, his position as such commander is, as held in a recent case by the Judge Advocate General, incompatible with that of constituting the court. Where, on the other hand, beside this field officer, there is present and in command of the post, a field officer of superior rank and grade, whether he be a field officer of the same or another regiment, he must, as post commander, appoint for such trial the other field officer as a court, this being a case in which it is ‘practicable’ to convene a court under the Act of 1862.

“It is repeated that, whether a post commander should, in any case, resort to the one court, or the other, is a question which can ordinarily be satisfactorily determined, only upon information furnished of the character and composition of the particular post.”

II. At posts, therefore, where there is but one field officer present, all military offences, properly cognizable by such Courts, will be brought before Regimental or Garrison Courts Martial, to be ordered by the commanding officer, under the provisions of the 66th Article of War.

When two field officers are present, the senior can appoint the junior as Field Officer’s Court, for the trial of offenders of his own regiment.

III. It is observed that a large number of the cases now reserved for general courts, could, with propriety, be tried as well by one of the authorized inferior courts. Commanding officers will hereafter so dispose of all such cases, and send up, for general courts, such cases only as are unquestionably within their sole jurisdiction.

IV. The fact that scurvy has appeared at some of the posts in the Department, at this season of the year, is good evidence of neglect somewhere. With plenty of fresh beef, and the anti-scorbutics provided by the commissary department, the conclusion is irresistible, that some company commanders, at least, have failed in their duties, as pointed out in Paragraphs 116 to 122, inclusive, and 1229, Army Regulations, 1863. The ration is ample, with careful management, to enable the company commander to give a sufficient variety to it, not only to prevent scurvy, but to make it attractive. All it requires is his watchful care and attention. Not a day should pass without a thorough examination of his company mess, and a study how to improve it; and commanders of posts are desired, especially, to see that company commanders attend to their whole duty in this respect; and all inspecting officers will report particularly in relation to this subject. Medical officers of posts are not to wait until scurvy appears, before adopting measures against it. They should make themselves acquainted with the issues to companies, and the character of their messes, to see that a proper variety is given to the ration, and that it is properly cooked. Fresh beef should be issued to troops, when practicable, four days in seven.

Hereafter, on the last day of each month, the A. C. S. at each post, will make to the Chief Commissary of the Department, a report of his sales of canned fruits and vegetables and anti-scorbutics of all kinds, giving name of each officer to whom sold, with amount of each article, and whether for his own use or for the use of his company.

V. As the season approaches, when danger from fire may be apprehended, commanding officers are reminded to have every precaution taken against it. Not only this, but they must have every available means at hand to extinguish a fire, should one break out. When there is no supply of water convenient, all public buildings should have an ample number of barrels or casks about them, filled with water, with necessary buckets, continually in readiness for use, in case they are required. It should be made the duty of the officer of the day to inspect these arrangements, each day and see that everything is in order. Commanding officers will give such other needful orders, in writing, on this subject, as may seem to them nec-

essary and will see that all officers and men are properly instructed what to do in case of fire.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Aide-de-Camp.

G. C. M.

9. Sergeant *George Byron*, Company F, 2d U. S. Cavalry.
 11. Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry.
 12. Private *Richard Prenderville*, Company K, 18th U. S. Infantry.
 13. Corporal *Theodore Polchow*, Company A, 2d U. S. Cavalry.
 14. Private *William Nelegan*, Company F, 2d U. S. Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, October 3d, 1867.*

GENERAL ORDERS, { No. 45. }

I. Before a General Court Martial, which convened at Fort Laramie, Dakota Territory, pursuant to Special Field Orders, No. 14, from Headquarters Department of the Platte, dated Fort Laramie, D. T., June 26th, 1867, and of which Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th U. S. Infantry, is President, were arraigned and tried:

9th. Sergeant *George Byron*, Company F, 2d U. S. Cavalry.

CHARGE 1—"Gross neglect of duty."

Specification 1—In this: That the said Sergeant *George Byron*, Company F, 2d U. S. Cavalry, being at the time sergeant of the guard, did permit Sergeant *Jeremiah Morgan*, Company A, 2d U. S. Cavalry, a prisoner confined and undergoing trial for felony, to escape from the guard.

All this at Fort Laramie, D. T., on or about the morning of August 5th, 1867.

Specification 2—In this: That the said Sergeant *George Byron*, Company F, 2d U. S. Cavalry, being at the time sergeant of the guard, and finding that the sentinel in rear of the company stables had deserted his post, did neglect to notify immediately the sergeants in charge of the stables, and did thus neglect to ascertain whether any horses had been stolen.

This at Fort Laramie, D. T., on or about 2 A. M., on the 5th of August, 1837.

CHARGE 2—"Disobedience of orders."

Specification—In this: That the said Sergeant *George Byron*, Company F, 2d U. S. Cavalry, being at the time sergeant of the guard, and having been ordered by the officer of the day not to allow any prisoner to leave the guard-house, unless accompanied by a member of the guard, did instruct the corporals of the guard to allow prisoners to leave the guard-house and to go to the sink without being accompanied by a sentinel.

This at Fort Laramie, D. T., on the night of the 4th and morning of the 5th of August, 1837.

To which charges and specifications the accused pleaded as follows:

To the 1st specification 1st charge—"Not Guilty."

To the 2d specification 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification 1st charge—"Not Guilty."

Of the 2d specification 1st charge—"Guilty," but attach no criminality thereto.

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore acquit him, the said Sergeant *George Byron*, Company F, 2d Cavalry.

11th. Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry.

CHARGE 1—"Advising and persuading soldiers to desert."

Specification 1—In this: That he, Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, did ask Corporal *James O'Brien*, Company K, 2d U. S. Cavalry, and Private *John Tracey*, Company K, 2d U.

S. Cavalry, to desert with him.

All this on the road between Fort Mitchell, D. T., and Lodge Pole Creek, Neb., on or about the 8th of August, 1867.

Specification 2—In this: That he, Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, did advise or persuade Private *John Smith*, Company K, 2d U. S. Cavalry, and Private *John Tracey*, Company K, 2d U. S. Cavalry, to desert with him.

All this on the road between Fort Mitchell, D. T., and Lodge Pole Creek, Neb., on or about the 8th of August, 1867.

Specification 3—In this: That he, Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, did ask Private *Charles Sanders*, Company I, 18th U. S. Infantry, and Private *John Tracey*, Company K, 2d U. S. Cavalry, to desert with him.

All this on the road between Fort Mitchell, D. T., and Lodge Pole Creek, Neb., on or about the 8th of August, 1867.

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this: That the said Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, being in command of Fort Mitchell, D. T., did steal five dollars, the property of *John Hunter*, a citizen living in the Fort.

All this at Fort Mitchell, D. T., on or about the 25th of July, 1867.

Specification 2—In this: That the said Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, did steal four dollars, the property of *John Hunter*, a citizen living in the Fort.

All this at Fort Mitchell, D. T., on or about July 30th, 1867.

Specification 3—In this: That the said Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, did steal \$922, the property of *John Hunter*, a citizen living in the Fort.

All this at Fort Mitchell, D. T., on or about August 6th, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and the Court does therefore sentence him, the said Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, to be reduced to the ranks; to be dishonorably discharged the service of the United States, and to be confined for the period of five (5) years, in such state prison as the General Commanding the Department may designate.

12th. Private *Richard Prendervill*, Company K, 18th U. S. Infantry.

CHARGE—"Neglect of duty."

Specification—In this: That Private *Richard Prendervill*, Company K, 18th U. S. Infantry, whilst employed as teamster at Bridger's Ferry, D. T., and charged with the care of six mules, the property of the United States, did, without authority, allow said mules to leave the stable and to wander off about five hundred yards, whereupon the said mules were captured by a party of indians.

This at Bridger's Ferry, D. T., the 9th of April, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Richard Prendervill*, Company K, 18th U. S. Infantry.

13th. Corporal *Theodore Polchow*, Company A, 2d U. S. Cavalry.

CHARGE—"Disobedience of orders."

Specification 1—In this: That he, *Theodore Polchow*, a Corporal of Company A, 2d U. S. Cavalry, (being at the time corporal of the guard), and having been ordered by Sergeant *James O'Brien*, Company K, 2d U. S. Cavalry, sergeant of the guard, to receive the officer of the day, did refuse to obey such order, saying, "I've nothing to do with that, it is not my tour," or words to that effect.

This at Fort Laramie, D. T., on or about the 17th of August, 1867.

Specification 2—In this: That he, *Theodore Polchow*, Company A, 2d U. S. Cavalry, being at the time corporal of the guard, and having been ordered by Sergeant *James O'Brien*, Company K, 2d U. S. Cavalry, sergeant of the guard, to get up and take charge of the re-

lief, did refuse to obey such order, saying, "it was not time," or words to that effect.

This at Fort Laramie, D. T., on or about the night of the 17th or morning of the 18th of August, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Corporal *Theodore Polchow*, Company A, 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his pay for two (2) months.

14th. Private *William Nelegan*, Company F, 2d U. S. Cavalry.

CHARGE—"Sleeping while posted as a sentinel."

Specification—In this: That he, Private *William Nelegan*, Company F, 2d U. S. Cavalry, having been regularly posted as a sentinel in front of the guard, was found asleep on his post by the officer of the day, between the hours of 12 p. m., and 2 a. m.

All this at Fort Laramie, D. T., on or about the night of the 29th and morning of the 30th of August, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said Private *William Nelegan*, Company F, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard, for six months, and to lose ten dollars (\$10) per month of his monthly pay for the same period.

II. The proceedings and findings in the cases of Sergeant *George Byron*, Company F, 2d U. S. Cavalry, and Private *Richard Penderville*, Company K, 18th U. S. Infantry, are approved.

The prisoners will be released from arrest and restored to duty.

The proceedings and findings in the case of Sergeant *Uriah Hedden*, Company I, 18th U. S. Infantry, are approved. That part of the sentence which directs his confinement for the period of five (5)

years is mitigated to three years. The sentence as mitigated will be carried into effect.

The penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States and forwarded under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings in the case of Corporal *Theodore Polchow*, Company A, 2d U. S. Cavalry, are approved. The sentence is confirmed and will be carried into effect.

The proceedings and findings in the case of Private *William Nelson*, Company F, 2d U. S. Cavalry, are approved. The sentence is mitigated to confinement, under charge of the guard, for four (4) months, and a forfeiture of ten dollars (\$10) per month of his monthly pay for the same period. The language "to lose," in the sentence, is construed to mean a forfeiture.

III. The General Court Martial, of which Brevet Lieutenant Colonel *Robert P. McKibbin*, Captain 4th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf^{ty}, Act'g Judge Advocate.

G. C. M.

9. Corporal *Michael Trainor*, Company I, 36th U. S. Infantry.
 15. Private *William H. Martin*, Company E, 36th U. S. Infantry.
 23. Private *William Morey*, Company G, 2d U. S. Cavalry.
 24. Private *George Harrington*, Company E, 36th U. S. Infantry.
 25. Private *William Smith*, 1st, Company G, 2d U. S. Cavalry.
 26. Private *George W. Mitchell*, Company G, 2d U. S. Cavalry.
 27. Private *John Welsh*, Company I, 36th U. S. Infantry.
 28. Private *John P. Hughes*, Company I, 36th U. S. Infantry.
 31. Private *Edwin I. Benton*, Company K, 36th U. S. Infantry.
 32. Private *Frederick Keanley*, Company A, 36th U. S. Infantry.
 33. Musician *Charles H. Foss*, Company K, 36th U. S. Infantry.
 34. Private *Charles Weston*, Company K, 36th U. S. Infantry.
 35. Private *Peter Klipper*, Company K, 36th U. S. Infantry.
 36. Private *Jacob Schneider*, Company K, 36th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, October 3d, 1867.*

GENERAL ORDERS, } No. 46. }

I. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Special Field Orders, No. 13, from Headquarters Department of the Platte, dated Camp on Crow Creek, Crossing, July 2d, 1867, and of which Captain *J. L. Proctor*, 36th U. S. Infantry, is President, were arraigned and tried:

9th. Corporal *Michael Trainor*, Company I, 36th U. S. Infantry.

CHARGE 1—"Violation of the 45th Article of War."

Specification—In this: That Corporal *Michael Trainor*, of Company I, 36th U. S. Infantry, while in charge of the guard of the camp of said company, did become so much intoxicated as to be unfit to perform his duty.

This at camp, at or near Beauvais' Rancho, Nebraska, on or about

the night of the 14th of May, 1867.

CHARGE 2—"Violation of the 16th Article of War."

Specification—In this: That he, Corporal *Michael Trainor*, Company I, 36th U. S. Infantry, being in charge of the guard of the camp of his company, did leave the same before being regularly relieved.

This at camp, at or near Beauvais' Rancho, Nebraska, on or about the night of the 14th of May, 1867.

To which charges and specifications the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him, Corporal *Michael Trainor*, Company I, 36th U. S. Infantry.

15th. Private *William H. Martin*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *William H. Martin*, of Company E, 36th U. S. Infantry, *to be dismissed the service of the United States.*

The Court is thus lenient on account of the manifest imbecility of the prisoner.

23d. Private *William Morey*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged,

and does therefore sentence him, Private *William Morey*, of Company G, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard of the post where his company may be serving, for the period of two (2) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months.

The Court is thus lenient in consideration of the long confinement the prisoner has already undergone.

24th. Private *George Harrington*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, the said *George Harrington*, of Company E, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at such post as his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

25th. Private *William Smith*, 1st, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *William Smith*, 1st, Private of Company G, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of two (2) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months.

The Court is thus lenient in consideration of the long imprisonment the prisoner has already undergone.

26th. Private *George W. Mitchell*, Company G, 2d U. S. Cavalry.
CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him, Private *George W. Mitchell*, of Company G, 2d U. S. Cavalry.

27th. Private *John Welsh*, Company I, 36th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Welsh*, of Company I, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard of the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

28th. Private *John P. Hughes*, Company I, 36th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, *John P. Hughes*, Private of Company I, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

31st. Private *Edwin I. Benton*, Company K, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, the said *Edwin I. Benton*, Private of Company K, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

32d. Private *Frederick Keanley*, Company A, 3d Battalion, 18th U. S. Infantry, (now 36th U. S. Infantry.)

CHARGE 1—"Larceny."

CHARGE 2—"Violation of the 38th Article of War."

ADDITIONAL CHARGE—"Larceny."

To which charges, and the specifications appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Not Guilty," and does therefore acquit him, Private *Frederick Keanley*, Company A, 36th U. S. Infantry, (formerly Company A, 3d Battalion, 18th U. S. Infantry.)

33d. Musician *Charles H. Foss*, Company K, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification of the charge—"Guilty," except the words "desert the same—and did so," and the Court would insert the word "from" before the words "March 4th, 1867."

Of the charge—"Not Guilty," but "Guilty" of absence without leave,

and does therefore sentence him, the said *Charles H. Foss*, Musician of Company K, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for one (1) month.

34th. Private *Charles Weston*, Company K, 36th U. S. Infantry.
CHARGE—"Sleeping on post."

Specification—In this: That he, *Charles Weston*, a duly enlisted soldier in the service of the United States, Private K Company, 36th U. S. Infantry, having been duly posted as a sentinel, did sleep while on post.

All this at camp, near the Little Laramie River, Dakota Territory, on or about August 14th, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the prisoner, and finds him "Guilty," as charged, and does therefore sentence him, the said *Charles Weston*, Private of Company K, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of eight (8) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

35th. Private *Peter Klipper*, Company K, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, the said *Peter Klipper*, Private of Company K, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

36th. Private *Jacob Schneider*, Company K, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner "Guilty," as charged, and does therefore sentence him, the said *Jacob Schneider*, Private of Company K, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the same period.

11. The proceedings and findings, in the cases of Corporal *Michael Trainor*, Company I, 36th U. S. Infantry; and Privates *George W. Mitchell*, Company G, 2d U. S. Cavalry, and *Frederick Keanley*, Company A, 36th U. S. Infantry, are approved. The prisoners will be released from arrest, and restored to duty.

The proceedings and findings, in the case of Private *William H. Martin*, Company E, 36th U. S. Infantry, are approved. The sentence—that of *dismissal* from the service of an enlisted man—being irregular, is disapproved. If the soldier is insane or an imbecile, ample provisions are at hand for his proper care and treatment by the government. It being impracticable to re-convene the Court, the prisoner will be released from confinement and restored to duty.

The proceedings and findings, in the cases of Musician *Charles H. Foss*, Company K, 36th U. S. Infantry; and Privates *William Morey*, Company G, 2d U. S. Cavalry; *George Harrington*, Company E, 36th U. S. Infantry; *William Smith*, 1st, Company G, 2d U. S. Cavalry; *Edwin I. Benton*, Company K, 36th U. S. Infantry; *Peter Klipper*, Company K, 36th U. S. Infantry; *John Welsh*, Company I, 36th U. S. Infantry; and *Jacob Schneider*, Company K, 36th U. S. Infantry, are approved. The sentence, in each case, is confirmed, and will be carried into effect.

The proceedings and findings in the case of Private *John P.*

Hughes, Company I, 36th U. S. Infantry, are approved. On the recommendation of all the members of the Court, the sentence is mitigated to confinement, under charge of the guard, for three [3] months, and a forfeiture of ten dollars [\$10] per month of his monthly pay for the same period.

The proceedings and findings in the case of Private *Charles Weston*, Company K, 36th U. S. Infantry, are approved. That part of the sentence directing confinement for eight [8] months, and a forfeiture of ten dollars [\$10] per month of his monthly pay for the same period, is mitigated to four [4] months confinement, and a forfeiture of ten dollars [\$10] per month of his monthly pay for the same period. The sentence as mitigated will be carried into effect.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, October 17th, 1867.

GENERAL ORDERS, }
No. 47. }

I. With a view to secure a prompt and faithful compliance with all the requirements of General Orders, No. 88, enrrrent series, Headquarters of the Army, Adjutant General's Office, September 21st, 1867, the following-named posts, in this Department, have been designated where the vehicles, horses, harness, &c., described in the orders above mentioned, are to be turned in for sale, viz:

Omaha, Nebraska; Fort D. A. Russell, D. T.; Fort Laramie, D. T., and Camp Douglas, Utah.

II. All commanding officers of posts and stations, in this Department, will be held responsible that the public property, specified therein, is turned in as directed, without delay, and will report to these Headquarters the number of vehicles, horses, &c., turned in under the provisions of said orders.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*Bvt. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL

Captain 27th Inf'ty, Aide-de-Camp.

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G. C. M.

16. Private *George W. Schober*, Company A, 30th U. S. Infantry.
 17. Private *William Glennou*, Company A, 30th U. S. Infantry.
 18. Private *Jesse McClane*, Company A, 30th U. S. Infantry.
 19. Private *Frederick Spingler*, Company A, 30th U. S. Infantry.
 20. Private *Thomas Fogarty*, Company A, 30th U. S. Infantry.
 21. Private *Michael S. Sheridan*, Company A, 30th U. S. Infantry.
 22. Private *William F. Nill*, Company B, 4th U. S. Infantry.
 23. Private *Thomas J. Hamilton*, Company F, 4th U. S. Infantry.
 24. Private *William Byers*, Company A, 30th U. S. Infantry.
 25. Corporal *John C. Brash*, Company F, 30th U. S. Infantry.
 26. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.
 27. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.
 28. Private *Thomas Dobash*, unassigned recruit, 2d U. S. Cavalry.
 29. Private *John Johnson*, Company F, 30th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, October 19th, 1867.*

GENERAL ORDERS, { No. 48. }

I. Before a General Court Martial, which convened at Fort Sedgwick, Colorado Territory, pursuant to Special Orders, Nos. 149 and 154, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*, Major 4th U. S. Infantry, is President, were arraigned and tried:

16th. Private *George W. Schober*, Company A, 30th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *George W. Schober*, Company A, 30th U. S. Infantry, did, when ordered to the guard-house by the 1st Sergeant of his company, forcibly resist, and say that he

be God damned if there was any son of a bitch able to take him, or words to that effect, and did also raise his gun to strike said 1st Sergeant, he being in the execution of his duty.

This at or near camp 39th Infantry, Julesburg, C. T., on or about the 13th day of September, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George W. Schober*, of Company A, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, for five (5) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

17th. Private *William Glennon*, Company A, 30th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *William Glennon*, Company A, 30th U. S. Infantry, did become so drunk as to be totally unable to perform the duties of a soldier.

This at or near Julesburg, C. T., on or about the 13th day of September, 1867.

Specification 2—In this: That he, the said Private *William Glennon*, Company A, 30th U. S. Infantry, did, when being taken to the guard-house, resist the 1st Sergeant of his company, and did assault said 1st Sergeant *William Bullock*, raising his gun to strike him, he being in the execution of his duty.

This at or near camp Company A, 30th U. S. Infantry, Julesburg, C. T., on or about the 13th day of September, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—confirms his plea and finds him "Guilty."

Of the 2d specification—"Guilty," except the words "raising his gun to strike him."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Glennon*, of Company A, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of three (3) months, and to forfeit to the United States the sum of ten dollars (\$10) per month of his monthly pay for the same period.

18th. Private *Jesse McClane*, Company A, 30th U. S. Infantry.

CHARGE 1—"Disobedience of orders."

Specification—In this: That he, Private *Jesse McClane*, Company A, 30th U. S. Infantry, a prisoner confined in the guard-house at his camp, did, under the influence of liquor, become so noisy and boisterous, as to be utterly unmanageable by the non-commissioned officer in charge of the guard, and when ordered by his commanding officer, Brevet Major *A. J. Dallas*, U. S. A., Captain 30th Infantry, to go into the guard tent and lie down, did refuse to do so.

This at camp Company A, 30th Infantry, near Julesburg, C. T., on or about the 15th day of September, 1867.

CHARGE 2—"Mutinous conduct, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Jesse McClane*, Company A, 30th U. S. Infantry, a prisoner confined in the guard-house at his camp, when ordered by his company commander to go into the guard tent and lie down, did not only refuse so to do, but did seize a club or billet of wood, and did violently resist his aforesaid company commander, Brevet Major *A. J. Dallas*, threatening him with the aforesaid billet of wood, until compelled by physical force to comply with the orders of his company commander.

All this at or near camp Company A, 30th Infantry, near Jules-

burg, C. T., on or about the 15th day of September, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," except the word "so" and the words "utterly unmanageable by the non-commissioned officer of the guard."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Jesse McLane*, of Company A, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, to be dishonorably discharged the service of the United States, and thereafter to be confined at such military prison as the Commanding General may direct for the period of one year.

19th. Private *Frederick Spingler*, Company A, 30th U. S. Infantry.
CHARGE 1—"Deserting his guard."

Specification—In this: That he, Private *Frederick Spingler*, Company A, 30th U. S. Infantry, a duly enlisted soldier in the U. S. Army, having been regularly detailed and mounted as a member of the guard, posted at the jail, in the town of Julesburg, C. T., on the evening of September 11th, 1867, did absent himself from the same, on the morning of September 12th, 1867, without due authority, and did remain so absent until arrested in the afternoon of the same day.

CHARGE 2—"Drunkenness on duty."

Specification—In this: That he, the said Private *Frederick Spingler*, Company A, 30th U. S. Infantry, a duly enlisted soldier in the U. S. Army, having been regularly detailed and mounted as a guard, posted at the jail, at the town of Julesburg, C. T., did, during his tour, become so drunk as to be unable to properly perform his duty.

All this at or near camp of Company A, 30th U. S. Infantry, near

Julesburg, C. T., on or about the dates above specified.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frederick Spingler*, of Company A, 30th U. S. Infantry, to be confined at hard labor for three (3) months, in charge of the guard, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

20th. Private *Thomas Fogarty*, Company A, 30th U. S. Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Thomas Fogarty*, Company A, 30th Regiment U. S. Infantry, being a prisoner confined in the guard-house at his camp, did become noisy and boisterous, under the influence of liquor, and when ordered by his commanding officer, Brevet Major *A. J. Dallas*, U. S. A., Captain 30th Infantry, to lie down inside the guard tent, replied "that he be damned if he would" and "that no son of a bitch could put him there," or words to that effect.

This at camp Company A, 30th Regiment U. S. Infantry, near Julesburg, C. T., on or about the 15th day of September, 1867.

CHARGE 2—"Mutiny."

Specification—In this: That he, the said Private *Thomas Fogarty*, Company A, 30th Regiment U. S. Infantry, a prisoner confined in the guard-house of his camp, did, after having utterly refused to lie down in the guard tent, when ordered by his commanding officer so to do, and upon being seized by his aforesaid commanding officer, Brevet Major *A. J. Dallas*, for the purpose of forcing him so to do, did strike said Brevet Major *A. J. Dallas* in his face and upon his left shoulder, with his clenched fist, said Brevet Major *A. J. Dallas* being in the execution of his duty, and said Private *Thomas Fogarty* did, further, call upon and urge others to act in like manner, until he

was forced to obey by the personal efforts and by the use of the sword by his commanding officer.

All this at camp Company A, 30th Infantry, near Julesburg, C. T., on or about the 15th day of September, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—"confirms his plea and finds him "Guilty."

Of the 2d charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Thomas Fogarty*, of Company A, 30th U. S. Infantry, to forfeit to the United States, all pay and allowances that are now or may become due, to be dishonorably discharged the service of the United States, and thereafter to be confined at hard labor, at such military prison as the Commanding General may direct for the period of two (2) years.

21st. Private *Michael S. Sheridan*, Company A, 30th U. S. Infantry.

CHARGE 1—"Deserting his guard."

Specification—In this: That he, Private *Michael S. Sheridan*, Company A, 30th Regiment U. S. Infantry, having been regularly mounted as a member of the camp guard of his company, on the morning of the 15th day of September, 1867, did, without proper authority, absent himself from the same at about 9 o'clock, P. M., of the same day.

This at or near camp Company A, 30th Infantry, near Julesburg, C. T., on or about the date and place above specified.

CHARGE 2—"Absence without leave."

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Michael S. Sheridan*, of A Company, 30th Regiment U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period.

22d. Private *William F. Nill*, Company B, 4th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *William F. Nill*, of B Company, 4th Regiment U. S. Infantry, (having been duly detailed in the bake-house at Fort Sedgwick, C. T., as baker), did, on or about the 18th day of September, 1867, sell for cash, or otherwise improperly dispose of one loaf of bread, the property of the post fund, Fort Sedgwick, C. T., and did convert the proceeds of said sale or improper disposition, to his own use and benefit.

Specification 2—In this: That he, Private *William F. Nill*, of B Company, 4th Regiment U. S. Infantry, (having been duly detailed in the bake-house at Fort Sedgwick, C. T., as baker), did, on or about the 3d day of September, 1867, sell for cash, (15 cents), or otherwise improperly dispose of one loaf of bread, the property of the post fund, Fort Sedgwick, C. T., and did convert the proceeds of said sale, or improper disposition, to his own use and benefit.

All this at Fort Sedgwick, C. T., on or about the dates above specified.

To which charge and specifications the accused pleaded as follows:

To the 1st Specification—"Guilty."

To the 2d Specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—confirms his plea and finds him "Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William F. Nill*, of B Company, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for one month, and to be confined at hard labor, under charge of the guard, for the same period.

23d. Private *Thomas J. Hamilton*, Company F, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty" of desertion, but "Guilty" of absence without leave.

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas J. Hamilton*, of Company F, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for six (6) months; to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period and to make good the time lost by desertion.

24th. Private *William Byers*, Company A, 30th U. S. Infantry.

CHARGE 1—"Deserting his Guard."

Specification—In this: That he, the said Private *William Byers*, A Company, 30th Infantry, having been regularly mounted as a member of the camp guard of his company, on the morning of September 18,

1867, did desert the same for several hours, without due permission, and did remain so absent until 10:40, P. M., same day.

This at or near Julesburg, C. T., on or about the dates above specified.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *William Byers*, A Company, 30th Infantry, did, on the evening of September 18th, 1867, pawn, sell, or otherwise dispose of one uniform infantry overcoat, of the clothing issued by the United States, for the sum of five dollars (\$5), the same having been issued to one *Thomas Fogarty*, Private A Company, 30th Infantry, a prisoner in the guard-house.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Byers*, of Company A, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, for four (4) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

25th. Corporal *John C. Brash*, Company F, 4th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said *John C. Brash*, Corporal Company F, 4th U. S. Infantry, did, while entrusted with thirty days issue of rations, for enlisted men of Company F, 30th U. S. Infantry, guarding mail stations and mail company stock, between Fort Sedgwick, C. T., and Riverside Station, C. T., steal from and sell, and appropriate to his own use, part of said rations.

All this between Fort Sedgwick, C. T., and Riverside Station C. T., on or about the 11th and 15th days of August, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Corporal *John C. Brash*, of Company F, 4th U. S. Infantry.

26th. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.

CHARGE—"Conduct highly to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Michael Cribbins*, Company K, 4th Infantry, did, while a prisoner in the guard-house at Fort Sedgwick, C. T., assault and strike with a bottle, or some other hard instrument, Sergeant *A. M. Robinette*, Company K, 4th U. S. Infantry, thereby seriously injuring the said Sergeant, who was at the time engaged in the execution of his office as Sergeant of the post guard.

All this at or near Fort Sedgwick, C. T., on or about the 18th day of September, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Michael Cribbins*, of Company K, 4th U. S. Infantry.

27th. Private *Michael Cribbins*, Company K, 4th U. S. Infantry.

CHARGE 1—"Attempting to suborn a witness to commit wilfull and corrupt perjury, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Michael Cribbins*, of Company K, 4th U. S. Infantry, did, on or about the 20th day of Sep-

tember, 1867, at or near Fort Sedgwick, C. T., knowingly, wilfully, and corruptly attempt to suborn Private *Thomas Leland*, of Company F, 30th U. S. Infantry, to commit wilfull and corrupt perjury, in the execution or furtherance of which, he, the said *Cribbins*, did say to him, the said *Leland*, in the following words, or words to the same import, to wit: "If I get clear, and you get into any trouble about it, I will get you out, as they cannot prove anything against you, if I get clear. If you get into trouble, I will give you money enough to get you out, and if I do not get my pay I can easily raise five hundred dollars amongst the boys of my company, and will make it all right with you, providing you will say before the Court, when I am brought to trial, that it was you that threw the bottle which struck Sergeant *Robinette*."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Michael Cribbins*, of Company K, 4th U. S. Infantry, did, on or about the 25th day of September, 1867, at or near Fort Sedgwick, C. T., use reproachful and threatening speeches to Private *Thomas Leland*, of Company F, 30th Infantry, in the following words, or words to the same import, to wit: "Why in hell did you not testify as you promised; I intend to have satisfaction on you as soon as I get a chance, and if I do not get a chance I will reenlist for that purpose."

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Michael Cribbins*, of K Company, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the sutler and laundress; to be dishonorably discharged the service, and to be confined at such

prison as the Commanding General may direct for the period of three (3) years.

28th. Private *Thomas Dobash*, unassigned recruit, 2d U. S. Cavalry.

CHARGE—"Perjury, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Thomas Dobash*, unassigned recruit of the 2d U. S. Cavalry, having been, on the 24th day of September, 1867, solemnly sworn, in due form of law, as a witness, before a General Court Martial of competent jurisdiction, in the case of the United States vs. Private *Michael Cribbins*, of Company K, 4th U. S. Infantry, respecting his (the said *Dobash's*) knowledge of certain alleged facts, to wit: "Did you, or not, state to Acting Assistant Surgeon *Latham*, Post Surgeon, that you saw the accused, "(meaning Private *Cribbins* of Company K, 4th U. S. Infantry, then "on trial), strike Sergeant *Robinette*, of Company K, 4th U. S. Infantry, with a bottle?" did answer in the following word, or words to the same effect, namely: "No;" which oath, relating to the particular facts herein set forth, was knowingly false.

This at or near Fort Sedgwick, C. T., on or about the 24th day of September, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Dobash*, unassigned recruit 2d U. S. Cavalry, to forfeit all pay and allowances that are, or may become due him, just dues of the laundress and sutler excepted; to be dishonorably discharged the service, and to be confined in such penitentiary as the Department Commander may direct, for the period of one (1) year.

29th. Private *John Johnson*, Company F, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms his plea and finds him "Guilty," as charged, and does therefore sentence him, Private *John Johnson*, of Company F, 30th U. S. Infantry, to forfeit all pay and allowances that are, or may hereafter become due, excepting the just dues of the laundress and sutler, and to be confined for the period of two (2) years, at such military prison as the Department Commander may direct.

II. The proceedings and findings, in the cases of Privates *George W. Schober*, Company A, 30th U. S. Infantry; *Frederick Spingler*, Company A, 30th U. S. Infantry; *William F. Nill*, Company B, 4th U. S. Infantry; *Thomas J. Hamilton*, Company F, 4th U. S. Infantry; *William Byers*, Company A, 30th U. S. Infantry; *William Glenon*, Company A, 30th U. S. Infantry; and *Michael S. Sheridan*, Company A, 30th U. S. Infantry, are approved. The sentence, in each case, is confirmed and will be carried into effect.

The proceedings and findings, in the case of Private *Jesse McLane*, Company A, 30th U. S. Infantry, are approved. The sentence is mitigated to confinement, under charge of the guard, for the period of six (6) months, and a forfeiture to the United States of his pay proper for the same period.

The proceedings and findings, in the case of Private *Thomas Fogarty*, Company A, 30th U. S. Infantry, are, upon the 1st charge and its specification, approved. The finding, under the 2d charge, is disapproved. The offence should clearly have been laid under the 9th Article of War.

The sentence is mitigated to three (3) months' confinement, at

hard labor, under charge of the guard, and a forfeiture of his pay proper during that period.

The proceedings and findings, in the cases of Corporal *John C. Brash*, Company F, 4th U. S. Infantry, and Private *Michael Cribbins*, Company K, 4th U. S. Infantry, (case No. 26), are approved. The prisoners will be released from arrest and restored to duty.

The proceedings and findings, in the case of Private *Michael Cribbins*, Company K, 4th U. S. Infantry, (case No. 27), are approved. The Court did wrong to reject a witness on the ground of his being a deserter. Desertion does not render a man incapacitated as a witness—it only affects his credibility. That portion of the sentence directing his confinement for three (3) years is mitigated to one (1) year. That part directing retention of pay due sutler being unauthorized by law, is remitted. The sentence, as mitigated, will be carried into effect. The penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States and forwarded, under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the case of Private *Thomas Dobash*, unassigned recruit 2d U. S. Cavalry, are approved. That part of the sentence directing retention of pay due sutler, being unauthorized by law, is remitted, the remainder is confirmed, and the penitentiary at Madison, Iowa, designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States and forwarded, under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the case of Private *John Johnson*, Company F, 30th U. S. Infantry, are approved. The sentence is mitigated to forfeiture of all pay and allowances due at date of promulgation of this sentence; to confinement at hard labor, under charge of the guard at the post where his company may be serving, for the period of six (6) months, with a forfeiture of all pay and allowances during his confinement. That part of the sentence directing retention of pay due sutler, being unauthorized by law, is remitted.

III. The General Court Martial, of which Brevet Brigadier General *L. C. Hunt*, Major 4th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B't. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf^y, Act'g Judge Advocate.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Neb., November 25th, 1867.

GENERAL ORDERS, }
No. 49 }

Will not be published.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

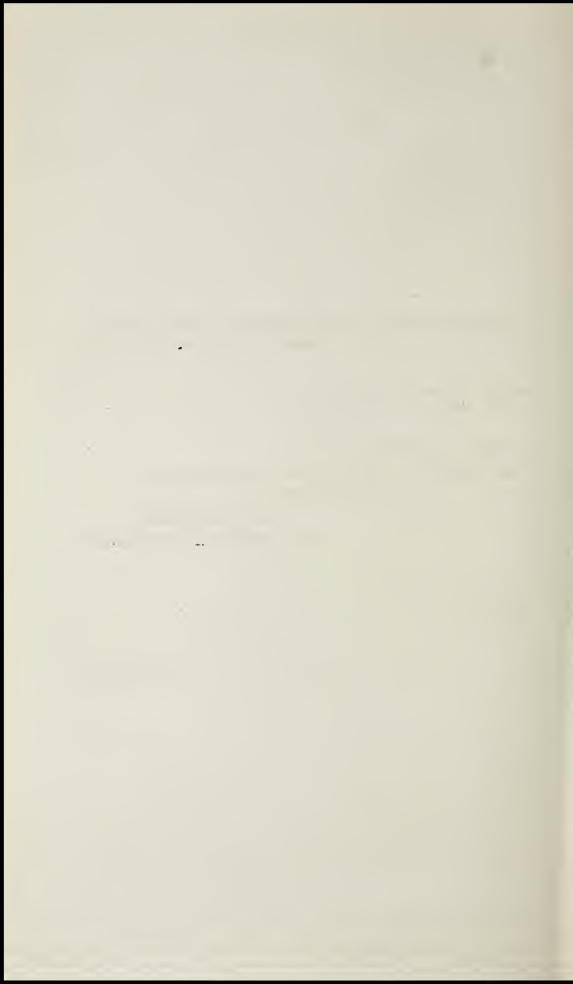
H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



G. C. M.

1. Private *Fenton Bohn*, Light Battery C, 2d U. S. Artillery.
 2. Private *Patrick Lynch*, Light Battery C, 3d U. S. Artillery.
 3. Private *Henry Lester*, Light Battery C, 3d U. S. Artillery.
 4. Private *Charles F. Koeningsberg*, Company B, 18th U. S. Infantry.
 5. Private *Thomas Fitzgerald*, Light Battery C, 3d U. S. Artillery.
 6. Private *Philander Berry*, Light Battery C, 3d U. S. Artillery.
 7. Private *William Schmidt*, Company E, 18th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, November 21st, 1867.*

GENERAL ORDERS, { No. 50. }

1. Before a General Court Martial, which convened at Fort McPherson, Nebraska, pursuant to Paragraph 3, Special Orders, No. 189, current series, from these Headquarters, and of which Brevet Brigadier General *Henry W. Wessells*, Lieutenant Colonel 18th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Fenton Bohn*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Drunk on guard."

Specification—In this: That he, Private *Fenton Bohn*, of Light Battery C, 3d U. S. Artillery, while a member of the stable guard, at Fort McPherson, Nebraska, did become so drunk as to be unable to perform his duty as a soldier.

This at Fort McPherson, Nebraska, on or about the 14th day of September, 1867,

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Fenton Bahon*, Light Battery C, 3d U. S. Artillery, to be confined, under charge of the guard, for three (3) months, at hard labor, thirty (30) days of which period to wear a ball and chain.

2d. Private *Patrick Lynch*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Sleeping on post."

Specification—In this: That he, the said Private *Patrick Lynch*, Light Battery C, 3d U. S. Artillery, a member of the stable guard at Fort McPherson, Nebraska, and a sentinel on post, did go to sleep and remain asleep until awakened by the officer of the day, Brevet Captain *H. Meinell*.

This at Fort McPherson, Nebraska, between the hours of one and three o'clock, A. M., September 27th 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Patrick Lynch*, Light Battery C, 3d U. S. Artillery, to forfeit to the United States ten dollars (\$10) of his monthly pay for six (6) months, and to be confined at hard labor, under charge of the guard for the same period, and to wear a ball weighing twelve (12) pounds, attached to his left leg by a chain three (3) feet in length, during the time of his confinement.

3d. Private *Henry Lester*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Sleeping on post."

Specification—In this: That he, the said Private *Henry Lester*,

Light Battery C, 3d U. S. Artillery, a member of the post guard at Fort McPherson, Nebraska, and a sentinel on post, did go to sleep and remain asleep until awakened by the officer of the day, Brevet Captain *Henry Meinell*.

This at Fort McPherson, Nebraska, between the hours of one and three o'clock, A. M., September 27th, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, the said Private *Henry Lester*, Light Battery C, 3d U. S. Artillery, to forfeit to the United States ten dollars (\$10) of his monthly pay for six (6) months; to be confined at hard labor, under charge of the guard, for the same period, and to wear a ball weighing twelve (12) pounds, attached to his left leg by a chain three (3) feet in length, during the period of his confinement.

4th. Private *Charles F. Koeningsberg*, Company B, 18th U. S. Infantry.

CHARGE "Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Charles F. Koeningsberg*,

Schmidt, Company E, 18th U. S. Infantry, are approved. The sentences, in each case, are mitigated to confinement, under charge of the guard, at the post where their companies may be serving, for the period of six (6) months, with a forfeiture of all pay and allowances now due, or to become due during the period of their confinement, except the just dues of the laundress. That part of the sentence requiring retention of pay due the sutler, being unauthorized by law, is remitted.

Desertion being a purely military offense, is not punishable by confinement in a penitentiary, except in case of a death sentence, which alone for this offense may be commuted to such confinement.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Licut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Neb., November 22d, 1867.

GENERAL ORDERS, }
No. 51. }

The following order is re-published for the information and government of all concerned:

HEADQUARTERS MIL. DIV. OF THE MISSOURI,
St. Louis, Mo., November 2d, 1867.

GENERAL ORDERS, }
No. 10. }

I. Whereas, the Peace Commission, organized by Act of Congress approved July 20, 1867, has concluded a treaty of peace with the Kiowa, Comanche, and Apache tribes of Indians, and also a separate treaty of peace with the Cheyennes and Arapahoes, and as these treaties are yet incomplete, it is hereby made known that the hostilities heretofore existing on the part of the troops as against these Indians will cease.

II. By the terms of the treaties these tribes will ultimately be located in the indian country to the south of the State of Kansas. but as they are to be allowed to hunt game outside the settled limits of Kansas, Nebraska, and Colorado, in the prairie country to the south of the South Platte, it is hereby ordered that this treaty-right be respected on the part of all these tribes, although the treaty limits the right to the Cheyennes and Arapahoes alone.

III. Commanding officers of posts, and of troops *en route*, are hereby required to treat all such hunting parties in a friendly spirit, but to neglect no precautions against safety, which troops should observe always, no matter where they are; and all troops are commanded to spare no proper effort to keep the peace with these Indians, because it is the earnest wish of the Government of the United States that war be avoided, and the civil agents of the government have a full and fair chance to reduce them to a state of comparative civilization.

IV. The commanding officers of the Departments of the Missouri and the Platte, charged with the police of the plains within the limits of their commands, may also use force, if necessary, to restrain citizens, either on the border or who travel by established roads, from

committing acts of violence against the Indians, trading with them without license, or doing anything calculated to disturb the pacific relations thus established with these tribes.

By order of Lieutenant General W. T. SHERMAN:

[Signed] W. A. NICHOLS,
Assistant Adjutant General.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,
B't. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Private *James Lynch*, Company H, 2d U. S. Cavalry.
 2. Private *Frank Dewey*, unassigned recruit, 30th U. S. Infantry.
 3. Private *Andrew Venable*, unassigned recruit, 30th U. S. Inf'ty.
 4. Private *John Tighe*, Company K, 30th U. S. Infantry.
 5. Private *James T. Lang*, Company D, 30th U. S. Infantry.
 6. Private *John Ryan*, Company I, 30th U. S. Infantry.
 7. Private *Patrick Mulhern*, Company I, 30th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, November 26th, 1867.*

GENERAL ORDERS, }
No. 52. }

I. Before a General Court Martial, which convened at Fort D. A. Russell, Dakota Territory, pursuant to Paragraph 1, Special Orders No. 183, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. G. Bartlett*, Captain 30th U. S. Infantry, is President, was arraigned and tried:

1st. Private *James Lynch*, Company H, 2d U. S. Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *James Lynch*, Private of Company H, 2d U. S. Cavalry, having been ordered by Sergeant *William E. Weston*, Company H, 2d U. S. Cavalry, to take a lead horse out with him on herd, did (after taking said lead-horse a short distance away from the picket-line) wilfully abandon it, and commence running his own horse, at a rapid rate, over the prairie, and, reaching the column, did draw and cock his revolver, and take deliberate aim at Sergeant *William E. Weston*, and would have shot him had it not been for the timely interception of Farrier *Peter Sweeney*, Company H, 2d Cavalry.

This at Fort D. A. Russell, D. T., on or about the 26th day of August, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "would have shot him had it not been for the timely interception of Farrier *Peter Sweeney*, Company H, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *James Lynch*, Company H, 2d U. S. Cavalry, to forfeit to the United States his monthly pay for six months, except the just dues of the laundress and sutler, and to be confined at hard labor, at such place as the General Commanding may direct, for a period of eight months.

H. Before the same Court, and of which Captain *D. D. Van Valzah*, 30th U. S. Infantry, is President, were arraigned and tried:

2d. Private *Frank Dewey*, unassigned recruit, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert the same," substituting therefor the words "did absent himself without proper authority."

Of the charge—"Not Guilty," but "Guilty of absence without leave," and does therefore sentence him, Private *Frank Dewey*, unassigned recruit, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, for twenty (20) days, and to forfeit to the United States eight dollars (\$8) of his monthly pay for one (1) month.

3d Private *Andrew Venable*, unassigned recruit, 30th U. S. Inf'ty.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty,"

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused as follows:
Of the specification—Confirms his plea and finds him "Guilty."

Of the charge—Confirms his plea and finds him "Guilty," and does therefore sentence him, Private *Andrew Venable*, unassigned recruit, 30th U. S. Infantry, to be confined at hard labor, in charge of the guard, for twenty (20) days, and to forfeit to the United States eight dollars (\$8) of his monthly pay for one (1) month.

4th. Private *John Tigue*, Company K, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John Tigue*, Company K, 30th U. S. Infantry, to be dishonorably discharged the ser-

vice, forfeiting all pay and allowances due at the time of discharge, to be indelibly marked on the left hip with the letter "D," one and one-half inches in length, to have his head shaved and to be drummed out of the post.

5th. Private *Charles T. Lang*, Company D, 30th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, the said Private *Charles T. Lang*, Company D, 30th U. S. Infantry, did, while regularly posted as a sentinel, between the hours of two (2) and three (3) o'clock, A. M., on the morning of the 23d day of October, 1867, fall asleep upon his post.

This at Fort D. A. Russell, D. T., on or about the date above mentioned.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Charles T. Lang*, Company D, 30th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due, to be dishonorably discharged the service and have his head shaved, and be drummed out of camp.

6th. Private *John Ryan*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specifications appended, the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty," except the words "did desert the same," and the Court would substitute therefor the words "did absent himself without proper authority."

Of the 2d specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *John Ryan*, Company I, 30th U. S. Infantry, to be dishonorably discharged the service, forfeiting all pay and allowances due at time of discharge, to be indelibly marked on the left hip with the letter "D," one and one-half inches in length, to have his head shaved and to be drummed out of the post.

7th. Private *Patrick Mulhern*, Company I, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Patrick Mulhern*, Company I, 30th U. S. Infantry, did steal, and take with him at desertion, a mule, the property of the United States Government.

This near Fort Kearny, Nebraska, on or about the 3d day of September, 1867.

To which charges, and the specification appended, the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Patrick Mulhern*, Company I, 30th U. S. Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances due at time of discharge, to be indelibly marked on the left hip with the letter "D," one and one-half inches in length, to have his head shaved and be drummed out of the post, and to be confined at hard labor for two years, at such penitentiary as may be designated by the Department Commander.

III. The proceedings and findings, in the case of Private *James Lynch*, Company H, 2d U. S. Cavalry, are approved. So much of the sentence as relates to his confinement for eight (8) months is mitigated to six (6) months. That part requiring retention of pay due the sutler, being unauthorized by law, is remitted; the remainder is confirmed and will be carried into effect.

The proceedings and findings, in the cases of Privates *Frank Dewey* and *Andrew Venable*, unassigned recruits; *John Tigue*, Company K; and *John Ryan*, Company I, 30th U. S. Infantry, are approved. The sentences, in each case, are confirmed and will be carried into effect.

The proceedings and findings, in the case of Private *Charles T. Lang*, Company D, 30th U. S. Infantry, are approved. The sentence is commuted to confinement, under charge of the guard at the post where his company may be serving, for the period of three (3) months, forfeiting his pay proper during that period.

The proceedings and findings, in the case of Private *Patrick Mulhern*, Company I, 30th U. S. Infantry, are approved. That part of the sentence requiring him "to be marked on the left hip with the letter 'D,' one and one-half inches in length, to have his head shaved and be drummed out of the post," is remitted. The term of confinement is mitigated to the period of one (1) year.

The penitentiary at Madison, Iowa, is designated as the place for

his confinement, where he will be sent, under proper guard, with a copy of this order.

IV. The General Court Martial, of which Captain *D. D. Van Valzah*, 30th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, December 2d, 1867.

GENERAL ORDERS, }
No. 53. }

I. The attention of commanding officers is called to the requirements of General Orders No. 9, current series, from these Headquarters, and to those of the Circular Letter from the office of the Acting Assistant Inspector General, Department of the Platte, of February 15th, 1867. The troops being now collected for the winter, it is expected that every means, and all the time possible be devoted to their instruction, and the correction of neglects and abuses inevitably contracted during a long detached service. Instruction in the new tactics is an object of particular interest. Studies and recitations therein will be held until the officers are thoroughly instructed, when they in turn will teach the non-commissioned officers and men. The practice, where it prevails, of sending non-commissioned officers to drill the men, must be discontinued. At company and all other drills, every officer connected with a company must be present with it.

II. Commanding officers are informed that much inconvenience and delay is experienced, at these Headquarters, from their failures to furnish promptly the reports and returns called for. They are desired to re-examine their files of orders and supply all omissions in this respect.

III. Commanding officers will alone be held responsible for the condition, in all respects, of their posts—the discipline and instruction of its garrison—the care and condition for service of all stores and equipments, and the timely requisition for necessary supplies of same. Officers of staff departments at posts are their assistants, subject entirely to their orders, and directly responsible to them for the faithful and efficient performance of all their duties.

IV. Chiefs of Staff Departments, at Department Headquarters, will correspond directly with their subordinates at posts, and acquaint themselves fully with the condition and wants of their depart-

ments there, and call for such reports and returns as may be necessary for that purpose; but such orders as it may be necessary to give them, affecting their duties at their posts, or the management and disposition of public property there, will be given by the Adjutant General at Department Headquarters, through their commanding officers.

V. Paragraph 2, of General Orders No. 11, from these Headquarters, of August 10th, 1866, is revoked, and Paragraph 4, of General Orders No. 18, current series, from these Headquarters, is so far modified that officers receipting for public property, may receive the contents of original packages at their marked value, when they have no cause to suppose it incorrect.

VI. The attention of commanding officers is also called to the requirements of General Orders No. 41, current series, from these Headquarters, and General Orders No. 96, current series, from the Adjutant General's Office, concerning their duties in relation to employment of civilians. All such, now employed as clerks, superintendents or agents, will be at once discharged and their places supplied by reliable non-commissioned officers and privates, excepting such clerks as may be authorized by the Quartermaster and Commissary Generals, to the officers of their Departments. When competent soldiers cannot be found, there will be allowed at each post one blacksmith, one wheelwright, one saddler, and one carpenter, and at posts where there are saw mills, one sawyer, and such number of teamsters as the post commander and the Chief Quartermaster of the Department may agree upon as necessary. All others will be at once discharged. At posts where quarters are not completed, such number of necessary mechanics, as the post commander and the Chief Quartermaster of the Department may agree upon as necessary, will be authorized until January 1st, 1868. The Chief Quartermaster of the Department will determine the number and character of the employees necessary at the depot of Fort D. A. Russell.

VII. At posts where four or more companies are serving, a Lieutenant will be detailed daily for officer of the guard, and be required to perform his duties strictly as required by Army Regulations.

VIII. The command heretofore known as "The Mountain District" is discontinued.

IX. The practice of telegraphing to Headquarters on official and semi-official matters that could as well be arranged in ordinary course of mail, will be discontinued. Hereafter all such unauthorized telegrams will be charged to the officer sending them.

X. The weekly report of trains passing posts will not be required hereafter until further orders.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD.

B't. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL

Aide-de-Camp.

G. C. M.

1. Private *Edward Anderson*, Company A, 18th U. S. Infantry.
 3. Private *Edward Egan*, Company I, 4th U. S. Infantry.
 4. Private *Rudolph Schonfelder*, Company A, 4th U. S. Infantry.
 5. Private *James Tiffel*, Company H, 4th U. S. Infantry.
 6. Private *Patrick Duffy*, Company H, 4th U. S. Infantry.
 7. Private *Terrance McManns*, Company I, 4th U. S. Infantry.
 8. Corporal *Patrick McGovern*, Company I, 4th U. S. Infantry.
 9. Private *Frank Powers*, Company H, 4th U. S. Infantry.
 10. Sergeant *George W. Baskins*, Company A, 18th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, December 3d, 1867.*

GENERAL ORDERS, { No. 54. }

I. Before a General Court Martial, which convened at Fort Fetterman, D. T., pursuant to Paragraph 2, Special Orders No. 183, current series, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Edward Anderson*, Company A, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty,"

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him “Guilty,” and does therefore sentence him, Private *Edward Anderson*, Company A, 18th U. S. Infantry, to forfeit all pay and allowances that are now or may become due him, except the just dues of the laundress and sutler, and to be confined at hard labor until the expiration of his term of enlistment, when he will be dishonorably discharged and drummed out of the service.

3d. Private *Edward Egan*, Company I, 4th U. S. Infantry.

CHARGE—“Neglect of duty.”

Specification—In this: That he, *Edward Egan*, a Private of Company I, 4th U. S. Infantry, being a member of the guard mounted at camp near Fort Laramie, D. T., on or about the 15th day of June, 1867, and having been duly posted as a sentinel on post No. 1, at the guard-tent, did allow one (1) of the prisoners under his charge, Private *Franklin H. Chadfield*, same company and regiment, to leave the tent and to make his escape and desert the service of the United States.

This at or near Fort Laramie, D. T., on or about the 15th day of June, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—“Not Guilty.”

To the charge—“Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—“Guilty.”

Of the charge—“Guilty,”

and does therefore sentence him, Private *Edward Egan*, Company I, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for the period of three (3) months. The Court is thus lenient in consideration of the prisoner's long confinement.

4th. Private *Rudolph Schoufelder*, Company A, 4th U. S. Infantry.

CHARGE—“Desertion.”

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Rudolph Schonfelder*, Company A, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the landdress and sutler, to reimburse the United States for all expenses incurred in his apprehension, and to be confined at hard labor, in charge of the guard, for the period of six (6) months, at the expiration of which time to be dishonorably discharged and to have his head shaved and be drummed out of the service.

5th. Private *James Tiff't*, Company H, 4th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *James Tiff't*, Company H, 4th U. S. Infantry, being regularly detailed for guard and posted as a sentinel, did, while on post, sit down and go to sleep.

This at camp on La Bonte Creek, D. T., on or about the 8th of July, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *James Tiff't*, Company H,

4th U. S. Infantry, to be confined at hard labor for the period of twelve (12) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

6th. Private *Patrick Duffy*, Company H, 4th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he Private *Patrick Duffy*, Company H, 4th U. S. Infantry, did steal and carry away the following articles of ordnance, the property of the United States, viz: One (1) breech-loading rifled musket of the value of fifty dollars (\$50); three (3) metallic cartridges, value seventy-five cents (75 cts.); total value, fifty dollars and seventy-five cents (\$50.75.)

This at Fort Fetterman, D. T., on or about the 24th day of July, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty" of absenting himself without leave, at the time and place specified.

To the 1st charge—"Guilty" of absence without leave, but "Not Guilty" of desertion.

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty" of that portion of the specification which alleges his absence from the twenty-fourth (24th) to the twenty-sixth (26th) of July, 1867.

Of the 1st charge—"Not Guilty," but "Guilty" of absence without leave.

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *James Duffy*, Company H, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of

his monthly pay for the period of three (3) months, and to make good the time lost by his absence.

7th. Private *Terrance McManus*, Company I, 4th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Terrance McManus*, Company I, 4th U. S. Infantry, having been regularly detailed and mounted as a member of the post guard at Fort Fetterman, D. T., and having been duly posted as a sentinel of such guard, was found asleep on his post at 2 o'clock, A. M., July 28th, 1867.

All this at Fort Fetterman, D. T., on or about the 28th day of July, 1867.

To which charge and specification the accused pleaded as follows:
To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Terrance McManus*, Company I, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress and sutler, and to be confined at hard labor, under charge of the guard, for the period of six (6) months, at the expiration of which time to be dishonorably discharged, and to have his head shaved and be drummed out of camp.

8th. Corporal *Patrick McGovern*, Company I, 4th U. S. Infantry.

CHARGE—"Neglect of guard."

Specification—In this: That he, Corporal *Patrick McGovern*, Company I, 4th U. S. Infantry, being at the time in charge of the guard, mounted at camp near Fort Laramie, D. T., on or about the 15th day of June, 1867, did allow one of the prisoners, Private *Franklin H. Chadfield*, same company and regiment, to make his escape from

the guard-tent, and desert the service of the United States.

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Not Guilty."

Of the charge—"Not Guilty,"

and does therefore acquit him, Corporal *Patrick McGovern*, Company I, 4th U. S. Infantry.

9th. Private *Frank Powers*, Company H, 4th U. S. Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *Frank Powers*, Company H, 4th U. S. Infantry, having been duly posted as a sentinel at the guard-tent, and part of whose duty it was to guard the prisoners confined therein, did perform his duty in such a negligent manner as to allow two (2) prisoners, charged with desertion, to wit: Privates *Spinner* and *Welsh*, 2d U. S. Cavalry, to escape therefrom.

All this at or near Fort Fetterman, D. T., on or about August 30th, 1867.

Specification 2—In this: That he, the said Private *Frank Powers*, Company H, 4th U. S. Infantry, being duly posted as a sentinel over the prisoners at the guard-tent, did fail to report to the sergeant of the guard, or any non-commissioned officer thereof, that two (2) prisoners, *Spinner* and *Welsh*, had escaped from the guard-tent, whilst under his charge, thereby facilitating their escape and desertion.

All this at or near Fort Fetterman, D. T., on or about August 30th, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty, "but acknowledges the facts

as stated in the specification, without any criminal intent.

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"finds the facts as stated, but attach no criminality thereto."

Of the 2d specification—confirms his plea and finds him "Not Guilty."

Of the charge—confirms his plea and finds him "Not Guilty,"

and does therefore acquit him, Private *Frank Powers*, Company H, 1st U. S. Infantry.

10th. Sergeant *George W. Baskins*, Company A, 18th U. S. Inf'ty.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *George W. Baskins*, Company A, 18th U. S. Infantry, a duly enlisted soldier in the service of the United States, having deserted the same, did steal the following articles of government property, viz: One (1) Spencer carbine valued at one hundred dollars (\$100), the property of the United States, and for which Brevet Major *L. M. Kellogg*, Captain 18th Infantry, was responsible, and one (1) mule, one (1) saddle, and one (1) bridle, value unknown, the property of the United States, and for which 1st Lieutenant *A. S. Galbreath*, 18th Infantry, A. A. Q. M., was responsible.

This at Fort Casper, D. T., on or about the 24th day of July, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Sergeant *George W. Baskins*, Company A, 18th U. S. Infantry, to forfeit to the United States all pay and allowances now due him, or that may become due him, except the just dues of the laundress and sutler, and to be dishonorably discharged the service of the United States, and to be confined in such penitentiary, as the Department Commander may direct for the period of three [3] years.

II. The proceedings and findings, in the case of Private *Edward Anderson*, Company A, 18th U. S. Infantry, are approved. The sentence is confirmed and will be carried into effect, provided the remaining portion of the prisoner's term of service does not exceed the period of six [6] months.

The proceedings and findings, in the cases of Privates *Edward Egan*, Company I, and *Patrick Duffy*, Company H, 4th U. S. Infantry, are approved. The sentences, in each case, are confirmed and will be carried into effect.

The proceedings and findings, in the case of Private *Rudolph Schonfelder*, Company A, 4th U. S. Infantry, are approved. That part of the sentence which requires a forfeiture of pay due the sutler, being unauthorized by law, is remitted. The remainder is confirmed, but, on the recommendation of all the members of the Court, is mitigated to a forfeiture of all pay and allowances due at date of promulgation of this order, except the just dues of the laundress; to be confined, under charge of the guard, for the period of six [6] months, forfeiting ten dollars [\$10] per month of his monthly pay for the same period, and reimbursing the government for all expenses incurred in his apprehension.

The proceedings and findings, in the case of Private *James Tift*, Company H, 4th U. S. Infantry, are approved. The sentence is

confirmed, but on the recommendation of all the members of the Court, is mitigated to a forfeiture of ten dollars [\$10] per month of his pay proper for the period of six [6] months. The prisoner will be released from confinement and restored to duty.

The proceedings and findings, in the case of Private *Terrance McManus*, Company I, 4th U. S. Infantry, are approved. That part of the sentence requiring retention of pay due sutler, being unauthorized by law, is remitted. The remainder is confirmed and will be carried into effect.

The proceedings and findings, in the cases of Corporal *Patrick McGovern*, Company I, and Private *Frank Powers*, Company H, 4th U. S. Infantry, are approved. The prisoners will be released from confinement and restored to duty.

The proceedings and findings, in the case of Sergeant *George W. Baskins*, Company A, 18th U. S. Infantry, are approved. That part of the sentence requiring retention of pay due the sutler, being unauthorized by law, is remitted. The term of confinement is mitigated to two [2] years, and the penitentiary at Madison, Iowa, designated as the place for his confinement, to which place the prisoner will be sent, under proper guard, with a copy of this order.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF THE HISTORY OF ARTS
AND ARCHITECTURE
CHICAGO, ILLINOIS

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AND ARCHITECTURE
CHICAGO, ILLINOIS

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 11th, 1867.

GENERAL ORDERS, }
No. 55 }

I. Brevet Captain *Clifton Comly*, Chief Ordnance Officer of the Department, having completed the duties assigned him at these Headquarters, and having received instructions to proceed to Rock Island Arsenal, Illinois, is hereby relieved from duty on the Staff of the General Commanding the Department.

II. Brevet Major *George B. Russell*, Captain 44th U. S. Infantry, A. A. D. C., is announced as Acting Chief Ordnance Officer of this Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*B't. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL:

Aide-de-Camp.

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G. C. M.

8. Private *Arthur Dolet*, Light Battery C, 3d U. S. Artillery.
1. Private *William Smith*, Company B, 27th U. S. Infantry.
2. Private *Anthony Caton*, Company B, 27th U. S. Infantry.
3. Private *Engene Allison*, Company B, 27th U. S. Infantry.
4. Private *George W. Luukinnoyer*, Company B, 27th U. S. Infantry.
5. Private *Francis Nolan*, Company B, 27th U. S. Infantry.
6. Private *Eugene Ready*, Company B, 27th U. S. Infantry.
7. Private *Paul Saladin*, Company B, 27th U. S. Infantry.
8. Private *Nicholas V. White*, Company B, 27th U. S. Infantry.
9. Private *Martin Qualey*, Company B, 27th U. S. Infantry.
10. Private *George W. Thompson*, Company B, 27th U. S. Infantry.
11. Private *William Greenrood*, Company B, 27th U. S. Infantry.
12. Private *John F. Croix*, Company B, 27th U. S. Infantry.
13. Private *Gabriel Stranss*, Company B, 27th U. S. Infantry.
14. Private *William A. Serles*, Company B, 27th U. S. Infantry.
15. Private *Gnstur Kihsel*, Company B, 27th U. S. Infantry.
1. Private *Elijah Kernes*, Company F, 18th U. S. Infantry.
2. Private *Alexander Dickson*, Company F, 18th U. S. Infantry.
3. Private *John Kelley*, Company H, 18th U. S. Infantry.
1. Private *Jesse Dewey*, Company M, 2d U. S. Cavalry.
2. Private *James Gamoug*, unassigned recruit 2d U. S. Cavalry.
3. Private *Jeremiah Furns*, unassigned recruit 2d U. S. Cavalry.
4. Private *John Green*, Company B, 4th U. S. Infantry.
5. Private *Michael Doyle*, Company B, 4th U. S. Infantry.
6. Private *William Murphy*, Company K, 4th U. S. Infantry.
7. Private *Anthony Deirfeld*, Company B, 4th U. S. Infantry.
8. Private *James Heiry*, Company B, 4th U. S. Infantry.
9. Private *Jesse Ireland*, Company B, 4th U. S. Infantry.

10. Sergeant *Michael McLaughlin*, Company K, 4th U. S. Infantry.
 11. Private *Louis Smith*, Company C, 30th U. S. Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 20th, 1867.

GENERAL ORDERS, }
 No. 56. }

I. Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 189, current series, from these Headquarters, and of which Brevet Brigadier General *H. W. Wessells*, Lieutenant Colonel 18th U. S. Infantry, is President, were arraigned and tried :

sth. Private *Arthur Dolet*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows :

To the specification—"Guilty."

To the charge—"Guilty,"

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Arthur Dolet*, Light Battery C, 3d U. S. Artillery, to be dishonorably discharged the service of the United States, to forfeit all pay and allowances now due or which may become due, except the just dues of the sutler and laundry, and to be confined in such penitentiary as the Commanding General of the Department may direct for the period of three (3) years.

II. Before a General Court Martial, which convened at Fort Philip Kearny, D. T., pursuant to Paragraph 1, Special Orders No.

184, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *B. F. Smith*, Major 27th U. S. Infantry, is President, were arraigned and tried:

1st. Private *William Smith*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *William Smith*, Company B, 27th Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T. on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *William Smith*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Smith*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) of his monthly pay

per month for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

2d. Private *Anthony Caton*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Anthony Caton*, Company B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of the picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Anthony Caton*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Anthony Caton*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

3d. Private *Eugene Allison*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Eugene Allison*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Eugene Allison*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Eugene Allison*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

4th. Private *George W. Linkinmoger*, Company B, 27th U. S. Inf'ty.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *George W. Linkinno-ger*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *George W. Linkinno-ger*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty."

and does therefore sentence him, Private *George W. Linkinnoger*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

5th. Private *Francis Nolan*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Francis Nolan*, Company B, 27th Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th U. S. Infantry, as a member of the picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Francis Nolan*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Francis Nolan*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

6th. Private *Eugene Ready*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Eugene Ready*, Compa-

ny B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Eugene Ready*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:
 To the 1st specification—"Not Guilty."
 To the 2d specification—"Not Guilty."
 To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Eugene Ready*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

7th. Private *Paul Saladin*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Paul Saladin*, Company B, 27th Infantry, having been detailed by Sergeant *W. L.*

Day, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T. on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Paul Saladin*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Paul Saladin*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

8th. Private *Nicholas V. White*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Nicholas V. White*, Company B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Nicholas V. White*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:
To the 1st specification—"Not Guilty."
To the 2d specification—"Not Guilty."
To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Nicholas V. White*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

9th. Private *Martin Qualey*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Martin Qualey*, Company B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Martin Qualey*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

All this in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Martin Qualey*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

10th. Private *George W. Thompson*, Company B, 27th U. S. Inf'ty.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *George W. Thompson*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *George W. Thompson*,

Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows :

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *George W. Thompson*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

11th. Private *William Greenwood*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *William Greenwood*, Company B, 27th Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th U. S. Infantry, as a member of the picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *William Greenwood*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J.*

Gregg, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows :

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Greenwood*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

12th. Private *John F. Croix*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *John F. Croix*, Company B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *John F. Croix*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did

otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the prisoner pleaded as follows:
 To the 1st specification—"Not Guilty."
 To the 2d specification—"Not Guilty."
 To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John F. Croix*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

13th. Private *Gabriel Strauss*, Company B, 27th U. S. Infantry

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Gabriel Strauss*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T. on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Gabriel Strauss*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lie-

tenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows :

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Gabriel Strauss*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

14th. Private *William A. Serles*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *William A. Serles*, Company B, 27th Infantry, having been duly detailed by Sergeant *W. L. Day*, Company B, 27th U. S. Infantry, as a member of the picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *William A. Serles*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows :
 To the 1st specification—"Not Guilty."
 To the 2d specification—"Not Guilty."
 To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William A. Serles*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

15th. Private *Gustav Kihsel*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Gustav Kihsel*, Company B, 27th Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Gustav Kihsel*, Company B, 27th Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Gustav Kihsel*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, for the same period.

III. Before a General Court Martial, which convened at Fort Fetterman, D. T., pursuant to Paragraph 1, Special Orders No. 224½, current series, from these Headquarters, and of which Brevet Major *R. L. Morris*, Captain 18th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Elijah Karnes*, Company F, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty,"

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Elijah Karnes*, Company F, 18th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to be indelibly branded, on the right hip, with the letter "D," in India ink, one and a half inches long; to be dishonorably discharged the service of the United States, and to be drummed out of camp.

2d. Private *Alexander Dickson*, Company F, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Alexander Dickson*, Company F, 18th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to be indelibly branded, on the right hip, with the letter "D," in India ink, one and a half inches long; to be dishonorably discharged the service of the United States, and to be drummed out of the post.

3d. Private *John Kelley*, Company H, 18th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John Kelley*, Company H, 18th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to be indelibly branded, on the right hip, with the letter "D," in India ink, one and a half inches long; to be dishonorably discharged the service of the United States, and to be drummed out of the post.

IV. Before a General Court Martial, which convened at Fort Sedgwick, C. T., pursuant to Paragraph 1, Special Orders No. 228, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*, Major 4th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Jesse Dewey*, Company M, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Jesse Dewey*, Company M, 2d U. S. Cavalry, to forfeit to the United States the amount incurred by apprehension; to be confined at hard labor, in charge of the guard, wearing a ball and chain weighing twenty-four (24) pounds, for six (6) months; to forfeit to the United States fifteen dollars (\$15) of his monthly pay for the same period; to forfeit all pay now due him, and make good the time lost by desertion.

2d. Private *James O. Ganong*, unassigned recruit 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *James O. Ganong*, unassigned recruit, 2d U. S. Cavalry, to make good the time lost by desertion; to forfeit all pay due up to the date of apprehension; to make good to the United States the expenses incurred in his apprehension; to be confined at hard labor, in charge of the guard, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) of his monthly pay per month for the same period. The Court is thus lenient in consequence of the youth of the prisoner, and his inexperience in the service, being an unassigned recruit.

3d. Private *Jeremiah Bowers*, unassigned recruit, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Jeremiah Bowers*, unassigned recruit, 2d U. S. Cavalry, to make good the time lost by desertion; to forfeit all pay due him up to date of apprehension; to make good to the United States the expenses incurred in his appre-

hension; to be confined at hard labor, in charge of the guard, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) of his monthly pay per month for the same period. The Court is thus lenient in consequence of the prisoner's inexperience in the service, being an unassigned recruit.

4th. Private *John Green*, Company B, 4th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *John Green*, Company B, 4th U. S. Infantry, being a member of the post guard mounted at Fort Sedgwick, C. T., on the 22d October, 1867, and being duly posted as a sentinel, did so far neglect his duty as to go to sleep on his post, and remain sleeping until found in that condition by the officer of the day and patrol, and did allow the officer of the day to take from him his musket, without his knowledge or consent.

This at or near Fort Sedgwick, C. T., on the night of the 22d of October, 1867, at or about the hour of 12 o'clock.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty," except the words "did allow the officer of the day to take from him his musket, without his knowledge or consent."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," excepting the words "did allow the officer of the day to take from him his musket."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *John Green*, Company B, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for four (4) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States fifteen dollars (\$15) of his monthly pay per month for the same period.

5th. Private *Michael Doyle*, Company B, 4th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Michael Doyle*, Company B, 4th U. S. Infantry, being a duly posted sentinel at camp near North Platte Station, Neb., did lay his gun by his side, and did go to sleep on his post, failing to challenge the officer of the day when he approached, though the said officer passed within one (1) yard of his, (the sentinel's) post.

All this at camp near North Platte Station, Neb., about 2:30 o'clock, A. M., on or about 29th of September, 1867.

To which charge and specifications the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Michael Doyle*, Company B, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for four (4) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States fifteen dollars (\$15) of his monthly pay per month for the same period.

6th. Private *William Murphy*, Company K, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty."

Of the charge—confirms his plea and finds him “Guilty,” and does therefore sentence him, Private *William Murphy*, Company K, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due him, or that may become due him, to be confined at hard labor, under charge of the guard, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six [6] feet long, for the period of six [6] months, and at the expiration of that time, to be indelibly marked with the letter “D,” one and a half [$1\frac{1}{2}$] inches long, on his left hip, to have his head shaved and be dishonorably discharged the service of the United States.

7th. Private *Anthony Deirfield*, Company B, 4th U. S. Infantry.

CHARGE—“Sleeping on post.”

Specification—In this: That he, Private *Anthony Deirfield*, Company B, 4th U. S. Infantry, being a duly posted sentinel at the commissary store, at camp near North Platte Station, Neb., did lay his gun by the side of the building at which he was posted, and did fail to challenge the officer of the day, the said *Deirfield* being at the time asleep, and leaning against the building named above.

All this at camp near North Platte Station, Neb., about 2:30 o'clock, A. M., on or about the 29th September, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—“Not Guilty.”

To the charge—“Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—“Guilty.”

Of the charge—“Guilty,”

and does therefore sentence him, Private *Anthony Deirfield*, Company B, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for four [4] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long, and to forfeit to the United States fifteen dollars [\$15] of his monthly pay per month for the same period.

8th. Private *James Heiry*, Company B, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *James Heiry*, Company B, 4th U. S. Infantry, to forfeit to the United States all pay now due him; to be confined at hard labor, in charge of the guard, for six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to the left leg by a chain six [6] feet long, and to forfeit to the United States fifteen dollars [\$15] of his monthly pay per month for the same period.

9th. Private *Jesse Ireland*, Company B, 4th U. S. Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Jesse Ireland*, Company B, 4th U. S. Infantry, a member of the post guard mounted at Fort Sedgwick, C. T., October 20th, 1867, did, while on duty, in charge of prisoners, so far neglect his duty as a sentinel, as to allow *Michael Cribbins*, a prisoner confined in the guard-house, to escape while awaiting his sentence.

This at Fort Sedgwick, C. T., on or about the night of October 20th, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did so far neglect his duty as a sentinel as to."

Of the charge—"Not Guilty,"

and does therefore acquit him, Private *Jesse Ireland*, Company B, 4th U. S. Infantry.

10th. Sergeant *Michael McLaughlin*, Company K, 4th U. S. Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *Michael McLaughlin*, Company K, 4th U. S. Infantry, while sergeant of the post guard, mounted at Fort Sedgwick, C. T., October 20th, 1867, did so neglect his duty as sergent as to allow *Michael Cribbins*, Company K, 4th U. S. Infantry, to escape, while in confinement awaiting his sentence.

This at Fort Sedgwick, C. T., on or about October 20th, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Not Guilty."

Of the charge—"Not Guilty,"

and does therefore acquit him, Sergeant *Michael McLaughlin*, Company K, 4th U. S. Infantry.

11th. Private *Louis Smith*, Company C, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *Louis Smith*, Company C, 30th U. S. Infantry, did steal, take, and carry away with him, one (1) Springfield breech-loading rifle, and other articles of ordnance stores, the property of the United States, and of the total value of fifty-four dollars and thirteen cents (\$54.13), and did sell or otherwise dispose of the same for his own benefit.

This at Camp Whittelsey, Larrens' Fork, D. T., on or about the 19th day of July, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—confirms his plea and finds him "Guilty," except the word "steal."

Of the 2d charge—"Not Guilty," but "Guilty" of violation of the 38th Article of War,

and does therefore sentence him, Private *Louis Smith*, Company C, 30th U. S. Infantry, to forfeit all pay and allowances now due him; to forfeit to the United States the expenses incurred in his apprehension; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; to forfeit to the United States fifteen dollars (\$15) of his monthly pay per month for the same period, and to make good the time lost by desertion.

V. The proceedings and findings in the case of Private *Arthur Dolet*, Light Battery C, 3d U. S. Artillery, are approved. The sen-

tence is mitigated to confinement at hard labor, under charge of the guard, for the period of six (6) months, with a forfeiture of all pay and allowances now due, or to become due during the period of his confinement, except the just dues of the laundress. That part of the sentence requiring retention of pay due the sutler, being unauthorized by law, is remitted. Desertion being a purely military offence, is not punishable by confinement in a penitentiary, except in case of a death sentence, which alone for this offence, may be commuted to such confinement.

VI. The proceedings and findings, in the cases of Privates *William Smith*, *Anthony Caton*, *Eugene Allison*, *George W. Linkinno*, *Francis Nolan*, *Eugene Ready*, *Paul Saladin*, *Nicholas V. White*, *Martin Qualey*, *George W. Thompson*, *William Greenwood*, *John F. Croix*, *Gabriel Strauss*, *William A. Serles*, and *Gustav Kihsel*, Company B, 27th U. S. Infantry are approved. The sentences, in each case, are confirmed and will be carried into effect.

VII. The proceedings and findings, in the cases of Privates *Elijah Karnes* and *Alexander Dickson*, Company F, and *John Kelley*, Company H, 18th U. S. Infantry, are approved. The sentences, in each case, are confirmed and will be carried into effect.

VIII. The proceedings and findings, in the cases of Privates *Jesse Dewey*, Company M, *James O. Ganong* and *Jeremiah Bowers*, unassigned recruits, 2d U. S. Cavalry; *John Green*, *Michael Doyle* and *James Heiry*, Company B, and *William Murphy*, Company K, 4th U. S. Infantry, are approved. The sentences, in each case, are confirmed and will be carried into effect.

The proceedings and findings, in the case of Private *Anthony Deirfield*, Company B, 4th U. S. Infantry, are approved. The sentence is confirmed, but mitigated in consideration of the prisoner's long confinement, to a forfeiture of fifteen dollars (\$15) per month of his monthly pay for the period of two (2) months, and confinement at hard labor, under charge of the guard, for the same period, wearing a ball weighing twenty-four (24) pounds attached to his left leg by a chain six (6) feet long.

The proceedings and findings, in the case of Private *Jesse Ireland*, Company B, 4th U. S. Infantry, are approved. The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings, in the case of Sergeant *Michael McLaughlin*, Company K, 4th U. S. Infantry, are approved. The prisoner will be released from arrest and restored to duty with his company.

The proceedings and findings, in the case of Private *Louis Smith*, Company C, 30th U. S. Infantry, are, under the 1st charge and its specification approved. The findings under the 2d charge and its specification are disapproved. In this case the prisoner was permitted to enter the plea of "Guilty," to both the charge and specification, and the finding of the Court should have been strictly in accordance therewith.

The Judge Advocate should have exercised greater care in his instructions to the accused, preparatory to submitting the case for trial, that no ignorance of his legal rights could prevent the interposition of such pleas as the facts in the case authorized. The sentence is confirmed and will be carried into effect.

IX. The General Court Martial, convened at Fort McPherson, Neb., pursuant to Paragraph 3, Special Orders No. 189, from these Headquarters, of date October 4th, 1867, and of which Brevet Brigadier General *H. W. Wessells*, Lieutenant Colonel 18th U. S. Infantry, is President, is hereby dissolved.

X. The General Court Martial, convened at Fort Fetterman, D. T., pursuant to Paragraph 1, Special Orders No. 224½, from these Headquarters, of date November 16th, 1867, and of which Brevet Major *Richard L. Morris*, Captain 18th U. S. Infantry, is President, is hereby dissolved.

XI. The General Court Martial, convened at Fort Sedgwick, C. T., pursuant to Paragraph 1, Special Orders, No. 225, and Paragraphs 1 and 2, Special Orders No. 228, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*,

Major 4th U. S. Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

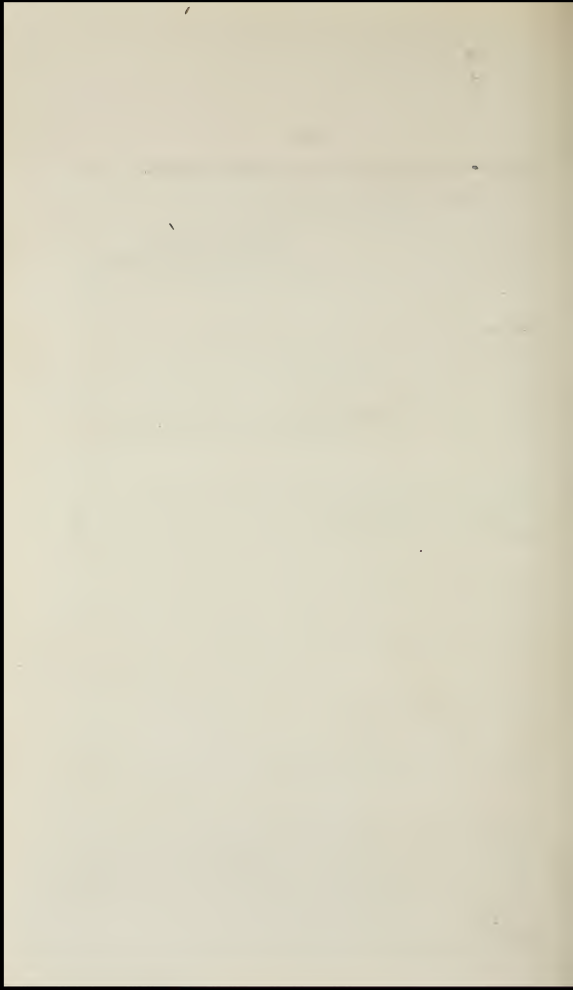
H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.



HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska Territory, February 11th, 1867.

CIRCULAR.)
No. 2.)

The following extract from the Revised Army Regulations of 1863, is republished for the information and guidance of this command, and its requirements will be strictly observed :

“Whenever any change takes place in the position or location of troops, the fact will be immediately reported by the commanding officer to general, division, and department head-quarters, specifying the date of departure of the whole or any part of the troops, or of the arrival of any detachment : as well as all other circumstances connected with such changes in the command. These special reports will always be accompanied by an exact return of the troops according to the established printed forms. A similar report will be noted on the next monthly return of the post or station. If a new post or position be established, its situation, and the nearest post-office and proper route to it, should be reported.”

BY COMMAND OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Brevet Major, Act'g Asst. Adj't Genl.

OFFICIAL :

Brevet Capt. A. D. C. and A. A. A. G.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 15th, 1867.

CIRCULAR, }
No. 4. }

In the nomination of suitable persons to maintain and carry on a trading establishment, under the provisions of the Joint Resolution of Congress, approved March 30, 1867, commanding officers of posts will report their opinion as to whether a trader is needed at all at their posts.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Aide-de-Camp.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, October 20, 1867.

CIRCULAR, }
No. 5. }

Commanding officers of posts, regiments, and camps, in this Department, will hereafter forward to these Headquarters a quarterly tabular statement of the campaigns, expeditions and scouts, made by troops of their commands, against the indians.

The statement will be made to conform to the ruled blanks enclosed herewith.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

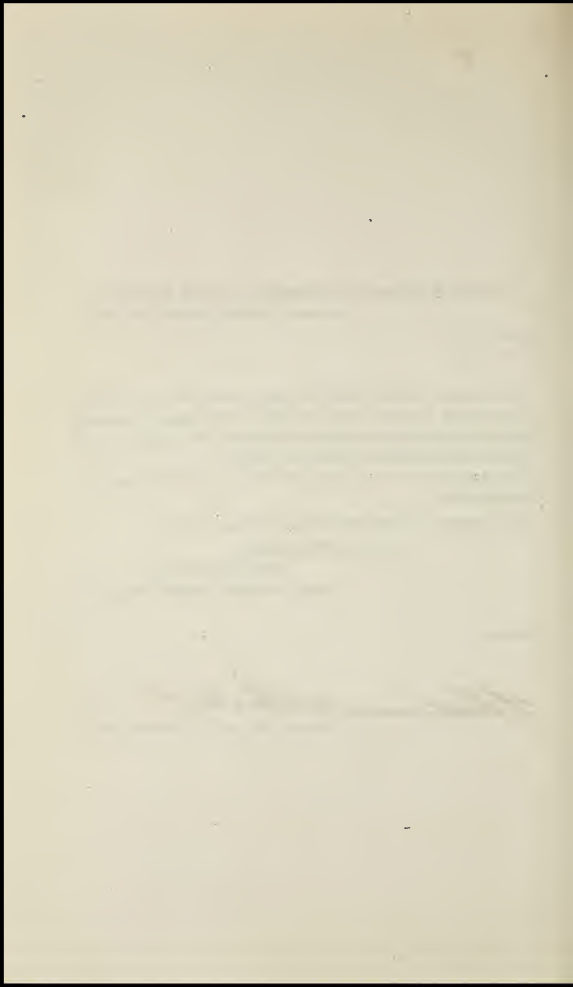
B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL



Captain 27th Inf'ty, Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, November 25th, 1867.

CIRCULAR, }
No. 6. }

The following is re-published for the information and guidance of all concerned:

HEADQUARTERS MIL. DIV. OF THE MISSOURI,
St. Louis, Mo., November 6th, 1867.

(Extract.)

1. By direction of the Secretary of War, Department Commanders are authorized to instruct their Chief Quartermasters to permit the sale, to officers serving in their commands, of any spring wagons or horses, directed by General Orders No. 88, Headquarters of the Army, Adjutant General's Office, dated September 21st, 1867, to be turned into depot or sold at auction, when, in their judgment, it can be done without prejudice to the interest of the service. The amounts to be paid for such wagons and horses are to be fixed by the appraisalment of such officers as the Department Commanders may designate.

By order of Lieutenant General W. T. SHERMAN:

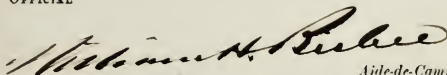
(Signed) W. A. NICHOLS,
Assistant Adjutant General.

BY COMMAND OF BREVET MAJOR GENERAL AUGER.

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL



Aide-de-Camp.

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HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, December 3d, 1867.

CIRCULAR, }
No. 7. }

During the temporary absence of the General Commanding the Department, all returns, reports, requisitions, &c., will be forwarded to the proper Staff Officers at Department Headquarters, as usual. Such of them as cannot be disposed of by them, under the general instructions given them, will be forwarded for the action of the Department Commander.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Aide-de-Camp.

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G. C. M.

2. Private *William Robbins*, Company I, 4th U. S. Infantry.
 1. Corporal *Jost Huber*, Company H, 27th U. S. Infantry.
 2. Private *John Zoller*, Company H, 27th U. S. Infantry.
 3. Private *Joseph Hughes*, Company H, 27th U. S. Infantry.
 4. Private *Henry Mell*, Company H, 27th U. S. Infantry.
 5. Private *Joseph Schmidlin*, Company H, 27th U. S. Infantry.
 6. Private *George W. Yeizer*, Company H, 27th U. S. Infantry.
 7. Private *John B. Jones*, Company H, 27th U. S. Infantry.
 8. Private *John G. Penny*, Company H, 27th U. S. Infantry.
 9. Private *Bernard Iravo*, Company E, 27th U. S. Infantry.
 10. Private *Joseph Baird*, Company E, 27th U. S. Infantry.
 11. Private *George W. Lee*, Company D, 27th U. S. Infantry.
 12. Private *William Smith*, Company D, 27th U. S. Infantry.
 13. Private *Thomas Burk*, Company D, 27th U. S. Infantry.
 14. Private *Edward Hurley*, Company D, 27th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, January 7th, 1868.*

GENERAL ORDERS, } No. 1. }

I. Before a General Court Martial, which convened at Fort Fetterman, D. T., pursuant to Paragraph 2, Special Orders No. 183, series of 1867, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th U. S. Infantry, is President, were arraigned and tried:

2d. Private *William Robbins*, Company I, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Robbins*, Company I, 4th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due him, excepting the just dues of the laundress and sutler, and to be confined at hard labor, under charge of the guard, for the period of five (5) months, at the expiration of that period to have his head shaved and to be drummed out of the service of the United States.

II. Before a General Court Martial, which convened at Fort C. F. Smith, M. T., pursuant to Paragraph 2, Special Orders No. 184, series of 1867, from these Headquarters, and of which Brevet Major *T. B. Burrowes*, Captain 27th U. S. Infantry, is President, were arraigned and tried:

1st. Corporal *Jost Huber*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except as to the word "apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Corporal *Jost Huber*, Company H, 27th U. S. Infantry, to be reduced to the ranks; to make good the time lost by desertion, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for four (4) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

2d. Private *John Zoller*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John Zoller*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for the period of five (5) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

3d. Private *Joseph Hughes*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty,"

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Joseph Hughes*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for five (5) months. The Court is thus lenient in consequence of the good character of the accused, as shown by the testimony.

4th. Private *Henry Mell*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Henry Mell*, Company H, 27th U.S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for the period of five (5) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

5th. Private *Joseph Schmidlin*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except as to the word "apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Joseph Schmidlin*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for five (5) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

6th. Private *George W. Yeiser*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *George W. Yeiser*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for five (5) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

7th. Private *John B. Jones*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except as to the word "apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty."

and does therefore sentence him, Private *John B. Jones*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for the period of five (5) months. The Court is thus lenient

in consequence of the previous good character of the accused, as shown by the testimony.

8th. Private *John G. Penny*, Company H, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except as to the word "apprehended."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the word "apprehended."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John G. Penny*, Company H, 27th U. S. Infantry, to make good the time lost by desertion and to forfeit to the United States ten dollars (\$10) per month of his pay proper for the period of five (5) months. The Court is thus lenient in consequence of the previous good character of the accused, as shown by the testimony.

9th. Private *Bernard Bravo*, Company E, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Bernard Bravo*, Company E, 27th U. S. Infantry, to forfeit all pay and allowances that are or may become due him, except the necessary clothing, and what may be now due to the laundress and sutler, and to be confined at hard

labor, in charge of the guard, wearing a ball weighing twenty-four (24) pounds, attached to his leg by a chain six (6) feet long, for the remainder of his term of service, at the expiration of which to be drummed out of the service,

10th. Private *Joseph Baird*, Company E, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Joseph Baird*, Company E, 27th Regiment U. S. Infantry, did draw and lift up against 1st Sergeant *Charles Garrett*, of same company and regiment, (said 1st Sergeant *Charles Garrett*, being in the execution of his duty), a *slung shot*, and did there and then, without provocation, and of malice aforethought, and with the same, strike 1st Sergeant *Charles Garrett*, of the company and regiment aforesaid, the blow taking effect on the spinal column, below the back of the head.

All this at Fort Philip Kearny, D. T., on or about February 23d, 1867.

Specification 2—In this: That he, Private *Joseph Baird*, Company E, 27th Regiment of Infantry, U. S. A., being ordered by his 1st Sergeant, *Garrett*, of same company and regiment, to report to the Sergeant Major 27th Infantry, U. S. A., as a member of a detail for fatigue duty, (the said 1st Sergeant *Garrett* being in the lawful discharge of his duty), did positively refuse and fail to obey said order.

All this at Fort Philip Kearny, D. T., on or about February 23d, 1867.

Specification 3—In this: That he, Private *Joseph Baird*, Company E, 27th Regiment of U. S. Infantry, being ordered by 1st Sergeant *Charles Garrett*, of same company and regiment, to proceed with him, (1st Sergeant *Garrett*), to the quarters of the company commander, (the said 1st Sergeant *Charles Garrett* being in the lawful discharge of his duty), did positively refuse and fail to obey said order.

All this at Fort Philip Kearny, D. T., on or about February 23d, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Private *Joseph Baird*, Company E, 27th U. S. Infantry.

11th. Private *George W. Lee*, Company D, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *George W. Lee*, Company D, 27th U. S. Infantry, to forfeit all pay and allowances that are, or may become due him, except the necessary food and clothing, and the amounts now due the sutler and laundress, and to be confined at hard labor, in charge of the post guard, wearing a ball weighing twenty-four [24] pounds, attached to his leg by a chain six [6] feet long, for a period of six months.

12th. Private *William Smith*, Company D, 27th U. S. Infantry,

CHARGE 1—"Desertion."

CHARGE 2—"Quitting his guard without urgent necessity."

Specification—In this: That he, the said Private *William Smith*, Company D, 27th U. S. Infantry, having been regularly detailed and mounted as one of the post guard at Fort C. F. Smith, M. T., October 11th, 1867, did, without leave or urgent necessity, quit his guard.

All this at or near Fort C. F. Smith, M. T., on or about the 11th day of October, 1867.

To which charges, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *William Smith*, Company D, 27th U. S. Infantry, to forfeit all pay and allowances that are now or may become due, except the necessary food and clothing, and the amounts now due the laundress and sutler, and to be confined at hard labor, in charge of the post guard, wearing a ball weighing twenty four [24] pounds, attached to his leg by a chain six [6] feet long, for a period of ten [10] months.

13th. Private *Thomas Burk*, Company D, 27th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Quitting his guard without urgent necessity or leave of his superior officer."

Specification—In this: That he, the said Private *Thomas Burk*, Company D, 27th U. S. Infantry, having been regularly detailed and mounted as one of the picket guard at Fort C. F. Smith, M. T., September 22d, 1867, did, without leave or urgent necessity, quit his guard.

CHARGE 3—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Thomas Burk*, Company D, 27th U. S. Infantry, did feloniously steal, take, and carry away, or assist in stealing, taking, or carrying away from the corral of the Post Q. M., one (1) public horse, one (1) public mule, the property of the United States, and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more, with the intent to convert them to his own use.

All this at or near Fort C. F. Smith, M. T., on or about the 22d day of September, 1867.

To which charges, and the specification appended, the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification 3d charge—"Guilty," except as to the words "and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more."

To the 3d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," except as to the word "apprehended."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty," except as to the words "and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *Thomas Burk*, Company D, 27th U. S. Infantry, to forfeit all pay and allowances that are or may become due him, except the lawful amounts now due the laundress and sutler: to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Department Commander may select, for the period of three (3) years.

14th. Private *Edward Hurley*, Company D, 27th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Quitting his guard without urgent necessity or leave of his superior officer."

Specification—In this: That he, the said Private *Edward Hurley*, Company D, 27th U. S. Infantry, having been regularly detailed and mounted as one of the picket guard at Fort C. F. Smith, M. T., September 22d, 1867, did, without leave or urgent necessity, quit his guard.

CHARGE 3—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Edward Hurley*, Company D, 27th U. S. Infantry, did feloniously steal, take, and carry away, or assist in stealing, taking, and carrying away, from the corral of the Post Q. M., one (1) public horse, one (1) public mule, the property of the United States, and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more, with intent to convert them to his own use.

All this at or near Fort C. F. Smith, M. T., on or about the 22d day of September, 1867.

To which charges, and the specification appended, the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty,"

To the 2d charge—"Guilty."

To the specification 3d charge—"Guilty," except as to the words "and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more."

To the 3d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the specification 1st charge—"Guilty," except as to the word "apprehended."

Of the 1st charge—"Guilty."

Of the specification 2d—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty," except as to the words "and one (1) pony, the property of an indian, to the value of two hundred and seventy-five dollars (\$275), or more."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *Edward Hurley*, Company D, 27th U. S. Infantry, to forfeit all pay and allowances that are or may become due him, except the lawful amounts now due the laundress and sutler; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Department Commander may select, for a period of three (3) years.

III. The proceedings and findings, in the case of Private *William Robbins*, Company I, 4th U. S. Infantry, are approved. So much of the sentence as requires a forfeiture of pay due the sutler, being unauthorized by law, is remitted. The remainder is confirmed and will be carried into effect.

IV. The proceedings and findings, in the cases of Corporal *Jost Huber* and Privates *John Zoller*, *Joseph Hughes*, *Henry Mell*, *Joseph Schmidlin*, *George W. Yeiser*, *John B. Jones* and *John G. Penny*, Company H, 27th U. S. Infantry, are approved. The sentencees, in each case, are confirmed and will be carried into execution.

The proceedings and findings in the cases of Privates *Bernard Bravo*, Company E, and *George W. Lee*, Company D, 27th U. S. Infantry, are approved. That part of the sentences requiring retention of pay due the sutler, being unauthorized by law, is remitted. The remainder is confirmed and will be carried into execution.

The proceedings and findings, in the case of Private *Joseph Baird*, Company E, 27th U. S. Infantry, are approved. The prisoner will be released from arrest and restored to duty with his company.

The proceedings and findings, in the case of Private *William Smith*, Company D, 27th U. S. Infantry, are approved. That part of the sentence requiring retention of pay due the sutler, being unauthorized by law, is remitted. The term of confinement is mitigated

to six (6) months. The remainder is confirmed and will be carried into effect.

The proceedings and findings, in the cases of Privates *Thomas Burk* and *Edward Hurley*, Company D, 27th U. S. Infantry, are approved. That part of the sentences requiring retention of pay due the sutler, being unauthorized by law, is remitted. The remainder, in each case, is confirmed and will be carried into execution. The penitentiary at Madison, Iowa, is designated as the place for their confinement, where the prisoners will be sent under proper guard, with a copy of this order.

V. The General Court Martial, convened at Fort Fetterman, D. T., pursuant to Paragraph 2, Special Orders No. 183, series of 1867, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th U. S. Infantry, is President, is hereby dissolved.

VI. The General Court Martial, convened at Fort C. F. Smith, M. T., pursuant to Paragraph 2, Special Orders No. 184, series of 1867, from these Headquarters, and of which Brevet Major *T. B. Burvoies*, Captain 27th U. S. Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR,

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

The first part of the paper is devoted to a discussion of the general principles of the theory of the structure of the atom. It is shown that the structure of the atom is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity. The second part of the paper is devoted to a discussion of the structure of the nucleus. It is shown that the structure of the nucleus is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity.

The third part of the paper is devoted to a discussion of the structure of the molecule. It is shown that the structure of the molecule is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity. The fourth part of the paper is devoted to a discussion of the structure of the crystal. It is shown that the structure of the crystal is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity.

The fifth part of the paper is devoted to a discussion of the structure of the solid. It is shown that the structure of the solid is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity. The sixth part of the paper is devoted to a discussion of the structure of the liquid. It is shown that the structure of the liquid is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity.

The seventh part of the paper is devoted to a discussion of the structure of the gas. It is shown that the structure of the gas is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity. The eighth part of the paper is devoted to a discussion of the structure of the plasma. It is shown that the structure of the plasma is determined by the laws of quantum mechanics, and that the laws of quantum mechanics are determined by the laws of the special theory of relativity.

G. C. M.

16. Private *Ashton P. Barton*, Company C, 27th U. S. Infantry.
17. Private *John E. McGee*, Company C, 27th U. S. Infantry.
18. Private *Charles A. Sterens*, Company C, 27th U. S. Infantry.
19. Private *Peter Herdenbaugh*, Company C, 27th U. S. Infantry.
20. Private *George B. Smith*, Company C, 27th U. S. Infantry.
21. Private *George W. Marston*, Company C, 27th U. S. Infantry.
22. Private *John M. Garrett*, Company C, 27th U. S. Infantry.
23. Private *John Grady*, Company C, 27th U. S. Infantry.
24. Private *John McDonough*, Company C, 27th U. S. Infantry.
25. Hospital Steward *Marcus F. Brechan*, U. S. A.
26. Private *John Walsh*, Company B, 27th U. S. Infantry.
27. Private *Henry W. Schaffler*, Company B, 27th U. S. Infantry.
28. Private *Henry McCabe*, Company B, 27th U. S. Infantry.
29. Private *Charles H. Taylor*, Company D, 2d U. S. Cavalry.
30. Private *Marshall Keith*, Company D, 2d U. S. Cavalry.
31. Private *Charles Adkins*, Company D, 2d U. S. Cavalry.
32. Private *Patrick Finn*, Company C, 27th U. S. Infantry.
33. Private *George Loring*, Company F, 27th U. S. Infantry.
34. Private *George M. Smith*, Company A, 27th U. S. Infantry.
35. Private *Albert Wilson*, Company A, 27th U. S. Infantry.
36. Private *Charles Collier*, Company F, 27th U. S. Infantry.
37. Private *James Newton*, Company F, 27th U. S. Infantry.
2. Private *James A. Taylor*, Light Battery C, 3d U. S. Artillery.
3. Private *James N. Nelson*, Light Battery C, 3d U. S. Artillery.
4. Corporal *Leslie Brown*, Company B, 2d U. S. Cavalry.
5. Private *Joachim Forrer*, Light Battery C, 3d U. S. Artillery.
6. Corporal *Henry Grieses*, Light Battery C, 3d U. S. Artillery.
7. Private *Thomas Fessenden*, Company B, 2d U. S. Cavalry.
8. Sergeant *John O'Conner*, Company B, 2d U. S. Cavalry.
9. Sergeant *James A. Willetts*, Light Battery C, 3d U. S. Artillery.
10. Sergeant *Asa Head*, Light Battery C, 3d U. S. Artillery.
11. Private *Charles Bratton*, Company L, 2d U. S. Cavalry.
12. Private *Peter Kalsch*, unassigned recruit, 2d U. S. Cavalry.

13. Private *John Kelley*, Light Battery C, 3d U. S. Artillery.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, January 20th, 1868.

GENERAL ORDERS, }
No. 2. }

I. Before a General Court Martial, which convened at Fort Philip Kearny, D. T., pursuant to Paragraph 1, Special Orders No. 184, series of 1867, from these Headquarters, and of which Brevet Lieutenant Colonel *B. F. Smith*, Major 27th U. S. Infantry, is President, were arraigned and tried:

16th. Private *Ashton P. Barton*, Company C, 27th U. S. Infantry.

CHARGE 1—"Quitting his post without authority."

Specification—In this: That he, Private *Ashton P. Barton*, Company C, 27th U. S. Infantry, having been regularly posted as a sentinel over the magazine, did quit the same without having been properly relieved, and did enter the said magazine.

All this at Fort Philip Kearny, D. T., on or about the 4th day of April, 1867.

CHARGE 2—"Theft."

Specification—In this: That he, Private *Ashton P. Barton*, Company C, 27th U. S. Infantry, did open the door and did enter the magazine and take therefrom eight (8) Spencer carbines, the property of the United States, for the purpose of converting the same for his own use.

All this at Fort Philip Kearny, D. T., on or about the 4th day of April, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore acquit him, Private *Ashton P. Barton*, Company C, 27th U. S. Infantry, of all and every part of the charges.

17th. Private *John E. McGee*, Company C, 27th U. S. Infantry.

CHARGE—"Theft."

Specification—In this: That he, Private *John E. McGee*, Company C, 27th U. S. Infantry, did assist Private *Ashton P. Barton*, Company C, 27th U. S. Infantry, a sentinel over the post magazine, to enter the same and take therefrom eight (8) carbines, the property of the United States, for the purpose of converting the same to his own use.

All this at Fort Philip Kearny, D. T., on or about the 4th day of April, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John E. McGee*, Company C, 27th U. S. Infantry, to be dishonorably discharged from the service, and to forfeit all pay and allowances now due and that may become due him, except the just dues of the laundress, and to be confined at hard labor for two (2) years, at such place as the Commanding Officer of the Department may direct.

18th. Private *Charles A. Stevens*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles A. Stevens*, Company C, 27th U. S. Infantry, to make good the time lost by desertion, and to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

19th. Private *Peter Herdenbaugh*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Peter Herdenbaugh*, Company C, 27th U. S. Infantry, to make good the time lost by desertion, and to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

20th. Private *George B. Smith*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George B. Smith*, Company C, 27th U. S. Infantry, to make good the time lost by desertion, and to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at

hard labor for the same period' at such place as the Department Commander may direct.

21st. Private *George W. Marston*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George W. Marston*, Company C, 27th U. S. Infantry, to make good the time lost by desertion, and to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

22d. Private *John M. Garrett*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John M. Garrett*, Company C, 27th U. S. Infantry, to make good the time lost by desertion, and to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor for the same period, at such place as the Department Commander may direct.

23d. Private *John Grady*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "desert the said service," substituting the words "absent himself without proper authority."

Of the charge—"Not Guilty," of desertion, but "Guilty" of absence without proper authority,

and does therefore sentence him, Private *John Grady*, Company C, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for the same period.

24th. Private *John McDonough*, Company C, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "desert the said service," substituting the words "absent himself without proper authority."

Of the charge—"Not Guilty" of desertion, but "Guilty" of absence without proper authority,

and does therefore sentence him, Private *John McDonough*, Company C, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for the same period.

25th. Hospital Steward *Marcus F. Brechan*, U. S. A.

CHARGE 1—"Drunkenness on duty."

Specification 1—In this: That he, *Marcus F. Brechan*, Hospital

Steward, U. S. A., did become so drunk as to be unfit to put up prescriptions, ordered by the Post Surgeon, and which was his proper duty to do.

This at the post hospital at Fort Philip Kearny, D. T., on or about the 22d day of September, 1867.

Specification 2—In this: That he, Hospital Steward *Marcus F. Brechan*, U. S. A., did again become so drunk as to be unfit to put up prescriptions, ordered by the Post Surgeon, and which was his proper duty to do, and did continue in that condition for two days.

This at the post hospital at Fort Philip Kearny, D. T., on or about the 27th and 28th days of October, 1867.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Hospital Steward *Marcus F. Brechan*, U. S. A., when Assistant Surgeon *S. M. Horton*, Brevet Major U. S. A., Post Surgeon, found a hospital whiskey bottle one-fourth full of whiskey, in his chest, did say, "if you take that away from me I can climb over there and get it," or words to that effect, pointing to the upper part of an unfinished partition between his room and the hospital store-room.

This at the post hospital at Fort Philip Kearny, D. T., on or about the 28th day of October, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification 1st charge—"Guilty."

Of the 2d specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Hospital Steward *Marcus F. Bre-*

chan, U. S. A., to forfeit his monthly pay for three (3) months, and to be reprimanded by his post commander.

26th. Private *John Walsh*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *John Walsh*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th Infantry, as a member of picket guard, did refuse to obey said order.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *John Walsh*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d U. S. Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *John Walsh*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

27th. Private *Henry W. Shaffer*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Henry W. Schaffer*, Company B, 27th U. S. Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Henry W. Shaffer*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d Cavalry, to go on picket duty, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the prisoner as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d U. S. Cavalry."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Henry W. Shaffer*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

28th. Private *Henry McCabe*, Company B, 27th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Henry McCabe*, Compa-

ny B, 27th U. S. Infantry, having been duly detailed by Sergeant *William L. Day*, Company B, 27th U. S. Infantry, as a member of picket guard, did refuse to obey said detail.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

Specification 2—In this: That he, Private *Henry McCabe*, Company B, 27th U. S. Infantry, having been ordered by Lieutenant *T. J. Gregg*, 2d U. S. Cavalry, to go on picket, did refuse to obey said order, and did otherwise act in a disrespectful manner towards the said Lieutenant *T. J. Gregg*, 2d Cavalry.

This in camp near Fort Reno, D. T., on or about the 24th day of October, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry McCabe*, Company B, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period, wearing a ball weighing twelve (12) pounds, attached to his left leg by a chain six (6) feet long.

29th. Private *Charles H. Taylor*, Company D, 2d U. S. Cavalry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Charles H. Taylor*, a duly enlisted soldier in the service of the United States, and a Private of Company D, 2d U. S. Cavalry, did seditiously concoct, devise, and plan with other duly enlisted soldiers in the service of the United States, to desert the service of the United States, previous to detection and confinement, and did use his utmost endeavors to conceal and keep his and their seditious and mutinous designs a secret, until detected in the act of deserting.

All this at Fort Philip Kearny, D. T., on or about the 5th day of May, 1867.

CHARGE 2—"Violation of the 23d Article of War."

Specification—In this: That he, Private *Charles H. Taylor*, a duly enlisted soldier in the service of the United States, and a Private of Company D, 2d U. S. Cavalry, did devise, advise, and persuade with other duly enlisted soldiers in the service of the United States, to desert the same.

All this at Fort Philip Kearny, D. T., on or about the 5th day of May, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles H. Taylor*, Company D, 2d U. S. Cavalry, to forfeit all pay and allowances now due, and that may become due him, except the just dues of the laundress, and to have his head shaved and be drummed out of the service.

30th. Private *Marshall Keith*, Company D, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *Marshall Keith*, Company D, 2d U. S. Cavalry, a duly enlisted soldier in the service of the United States, did take and appropriate to his own use the following stores, the property of the United States, and for which Captain and Brevet Major *D. S. Gordon*, 2d U. S. Cavalry, was responsible, viz: one (1) horse, one (1) set of horse equipments complete, one (1) Spencer carbine, and one (1) set of accoutrements complete.

All this at or near Fort C. F. Smith, M. T., on or about the 1st day of August, 1867.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Marshall Keith*, Company D, 2d U. S. Cavalry, to forfeit all pay and allowances now due and that may become due him to the promulgation of the sentence, and to be confined at hard labor, in charge of the guard, for six (6) months.

31st. Private *Charles Adkins*, Company D, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, *Charles Adkins*, a Private of Company D, 2d U. S. Cavalry, a duly enlisted soldier in the service of the United States, did take and appropriate to his own use, the following stores, the property of the United States, and for which Captain and Brevet Major *D. S. Gordon*, 2d U. S. Cavalry, was responsible, viz: One (1) set of horse equipments complete, one (1) Spenceer carbine, and one (1) set of accoutrements complete.

All this at or near Fort C. F. Smith, M. T., on or about the 4th day of August, 1867.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles Adkins*, Company D, 2d U. S. Cavalry, to forfeit all pay and allowances now due, and that may become due him to the promulgation of the sentence, and to be confined at hard labor, in charge of the guard, for six (6) months.

32d. Private *Patrick Finn*, Company C, 27th U. S. Infantry.

CHARGE 1—"Violation of the 46th Article of War."

Specification—In this: That he, Private *Patrick Finn*, Company C, 27th U. S. Infantry, after being duly posted as sentinel of the post

guard, did, between the hours of 4 A. M. and 5 A. M., leave his post without having been properly relieved.

All this at Fort Philip Kearny, D. T., on or about the 12th day of November, 1867.

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Patrick Finn*, Company C, 27th U. S. Infantry, after being duly posted as sentinel of the post guard, did leave his post, without having been properly relieved, and did go into the kitchen of Company D, 2d Cavalry, where he, the said *Patrick Finn*, remained for some time. This between the hours of 4 A. M. and 5 A. M.

All this at Fort Philip Kearny, D. T., on or about the 12th day of November, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Patrick Finn*, Company C, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for eight (8) months, and to be confined at hard labor, under charge of the guard, for the same period, wearing a ball and chain, the former to weigh twelve (12) pounds, the latter to be six (6) feet in length.

33d. Private *George Loring*, Company F, 27th U. S. Infantry.

CHARGE 1—"Violation of the 46th Article of War."

Specification—In this: That he, Private *George Loring*, Company F, 27th U. S. Infantry, being duly posted as sentinel of the post guard, did, between the hours of 4 A. M. and 5 A. M., leave his post without having been properly relieved.

All this at Fort Philip Kearny, D. T., on or about the 12th day of November, 1867.

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *George Loring*, Company F, 27th U. S. Infantry, after being duly posted as sentinel of the post guard, did place his musket against the stockade and take his waist belt off. This between the hours of 4 A. M. and 5 A. M.

All this at Fort Philip Kearny, D. T., on or about the 12th day of November, 1867.

To which charges and specifications the prisoner pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, but, under the circumstances, the Court attaches no criminality to the prisoner, and acquits him, Private *George Loring*, Company F, 27th U. S. Infantry, of every part of the charge.

34th. Private *George M. Smith*, Company A, 27th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George M. Smith*, Company A, 27th U. S. Infantry, to be confined at hard labor, under guard, for twelve (12) months, and to forfeit ten dollars (\$10) per month of his monthly pay for the same period.

35th. Private *Albert Wilson*, Company A, 27th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Albert Wilson*, Company

A, 27th U. S. Infantry, having been duly posted as sentinel, on picket, did lie down and was found sleeping on his post.

This at Crazy Woman's Fork, D. T., on or about the 15th day of November, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Albert Wilson*, Company A, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

36th. Private *Charles Collier*, Company F, 27th U. S. Infantry.

CHARGE—"Theft."

Specification—In this: That he, Private *Charles Collier*, Company F, 27th U. S. Infantry, did steal one (1) private's uniform coat, the property of Private *David Bush*, Company F, 27th U. S. Infantry, and exchange the same for another coat with Private *Christopher Buhl*, Company F, 27th U. S. Infantry, receiving one dollar and twenty-five cents (\$1.25) to boot.

All this at Fort Philip Kearny, D. T., on or about the 30th of November, 1867.

To which charge and specification the prisoner pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Collier*, Company F, 27th U. S. Infantry, of all and every part of the charge.

37th. Private *James Newton*, Company F, 27th U. S. Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *James Newton*, Company

F, 27th U. S. Infantry, having been duly posted as a sentinel, was found asleep on his post between the hours of 1 A. M. and 3 A. M., when visited by the corporal of the guard.

This at Fort Philip Kearny, D. T., on or about the 25th day of September, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Newton*, Company F, 27th U. S. Infantry, to forfeit ten dollars (\$10) per month of his monthly pay for ten (10) months, and to be confined at hard labor, in charge of the guard, for the same period, wearing a ball weighing twelve (12) pounds, attached to his left leg by a chain six (6) feet long, for the first three (3) months of his confinement.

II. Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 247, series of 1867, from these Headquarters, and of which Brevet Major General *Thomas J. Wood*, Colonel 2d U. S. Cavalry, is President, were arraigned and tried:

2d. Private *James A. Taylor*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James A. Taylor*, Light Battery C, 3d U. S. Artillery, to forfeit to the United States all pay and allowances due him at time of desertion; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball weighing twenty four (24) pounds, attached to his left leg, and to forfeit twelve dollars (\$12) of his monthly pay per month for the same period.

3d. Private *James N. Nelson*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James N. Nelson*, Light Battery C, 3d U. S. Artillery, to forfeit to the United States all the pay and allowances due him at the time of desertion; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball and chain weighing twenty-four (24) pounds, attached to his left leg, and to forfeit twelve dollars (\$12) per month of his monthly pay for the same period.

4th. Corporal *Leslie Brown*, Company B, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *Leslie Brown*, Company B, 2d U. S. Cavalry, to be reduced to the ranks; to forfeit to the United States all pay due him at the time of his desertion, and, in addition, to forfeit ten dollars (\$10) per month of his monthly pay for ten (10) months; and to be confined at hard labor, in charge of the guard, for four (4) months.

5th. Private *Joachim Forrer*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Joachim Forrer*, Light Battery C, 3d U. S. Artillery, did, while a duly posted sentinel, over the battery stables of Light Battery C, 3d U. S. Artillery, fall asleep on his post, and remain so, until awakened by 1st Sergeant *John Manus*, of said battery.

This at Fort McPherson, Neb., between the hours of 10 and 12 p. m., on or about the night of the 8th day of November, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Private *Joachim Forrer*, Light Battery C, 3d U. S. Artillery.

6th. Corporal *Henry Greives*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Absence without leave."

Specification—In this: That he, Corporal *Henry Greives*, Light Battery C, 3d U. S. Artillery, did absent himself without proper authority, from general garrison police, on the afternoon of December 12th, 1867, and, also, from evening stable call of same date, and did remain absent therefrom.

This at Fort McPherson, Neb., on or about the 12th day of December, 1867.

To which charge and specification the prisoner pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *Henry Greives*, Light Battery C, 3d U. S. Artillery, to forfeit to the United States ten dollars (\$10) of his monthly pay for one month.

7th. Private *Thomas Fessenden*, Company B, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "until apprehended and brought back."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Fessenden*, Company B, 2d U. S. Cavalry, to forfeit to the United States all the pay and allowances due him at the time of desertion; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball and chain weighing twenty-four (24) pounds, attached to his left leg, and to forfeit twelve dollars (\$12) per month of his monthly pay for the same period.

8th. Sergeant *John O'Conner*, Company B, 2d U. S. Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, *John O'Connor*, Sergeant of Company B, 2d U. S. Cavalry, did take a company horse from the stables, without authority, and when ordered by *David S. Harry*, Sergeant of Company B, 2d U. S. Cavalry, to leave the horse in the stables, did disobey said order.

Specification 2—In this: That he, *John O'Connor*, Sergeant of Company B, 2d U. S. Cavalry, when ordered by *Thomas Barrett*, 1st Sergeant of Company B, 2d U. S. Cavalry, to go to stables and to attend to his duty, did positively disobey said order, and when compelled by the same, 1st Sergeant *Thomas Barrett*, called him "a damned liar," and told him "to go to hell," or words to that effect.

Specification 3—In this: That he, *John O'Connor*, Sergeant of Company B, 2d U. S. Cavalry, did leave his quarters without authority, after being placed in close arrest by *James N. Wheelan*, 1st Lieutenant 2d U. S. Cavalry, and become so riotous about the company quarters as to be put for safety in confinement.

All this at Fort McPherson, Neb., on or about the 22d day of December, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty,"

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *John O'Connor*, Company B, 2d U. S. Cavalry, to be reduced to the ranks; to be confined at hard labor, in charge of the guard, for six (6) months; and to forfeit to the United States fourteen dollars (\$14) per month of his monthly pay for the same period.

9th. Sergeant *James A. Willetts*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *James A. Willetts*, Light Battery C, 3d U. S. Artillery, being under arrest for absence from duty, was drunk and disorderly in and about his company quarters, causing great disturbance.

CHARGE 2—"Breach of arrest."

Specification—In this: That he, Sergeant *James A. Willetts*, Light Battery C, 3d U. S. Artillery, being under arrest, did break said arrest by leaving the vicinity of his company quarters, and visiting the sutler store and vicinity.

This at Fort McPherson, Neb., between the 10th and 15th days of December, 1867.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *James A. Willetts*, Light Battery C, 3d U. S. Artillery, to

be reduced to the ranks; to be confined at hard labor, in charge of the guard, for three (3) months; and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

10th. Sergeant *Asa Head*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *Asa Head*, Light Battery C, 3d U. S. Artillery, being under arrest for absence from duty, was drunk and disorderly in and about his company quarters, causing great disturbance.

CHARGE 2—"Breach of arrest."

Specification—In this: That he, Sergeant *Asa Head*, Light Battery C, 3d U. S. Artillery, being under arrest, did break said arrest by leaving the vicinity of his company quarters and visiting the sutler store and vicinity.

This at Fort McPherson, Neb., between the dates of the 10th and 15th days of December, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty,"

Of the 1st charge—"Guilty,"

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Sergeant *Asa Head*, Light Battery C, 3d U. S. Artillery, to be reduced to the ranks.

11th. Private *Charles Bratton*, Company L, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Bratton*, Company L, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances due him at the time of desertion; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball and chain weighing twenty-four (24) pounds, attached to his left leg; and to forfeit twelve dollars (\$12) of his monthly pay per month for the same period.

12th. Private *Peter Kalsch*, unassigned recruit, 2d U. S. Cavalry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Peter Kalsch*, unassigned recruit, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances due him at time of desertion; to be confined at hard labor, in charge of the guard, for the period of eight (8) months, wearing a ball and chain weighing twenty-four (24) pounds, attached to his left leg; and to forfeit twelve dollars (\$12) of his monthly pay per month for the same period.

While the facts set forth in the testimony of Captain *Mix* do not, in the opinion of the Court, constitute any justification for the crime of desertion, yet they show such gross neglect upon the part of some responsible authority in not providing for the wants of these recruits, and in leaving them in this pitiable condition, as to merit the highest condemnation and censure. It is not a matter of surprise that desertion should occur under such circumstances.

13th. Private *John Kelly*, Light Battery C, 3d U. S. Artillery.

CHARGE—"Striking a non-commissioned officer while in the discharge of his duty."

Specification 1—In this: That he, Private *John Kelly*, Light Bat-

tery C, 3d U. S. Artillery, did strike Sergeant *John Duress*, of said Battery, with a club several times, inflicting on him a serious wound on his left hand, the said sergeant being at the time in the discharge of his duty.

Specification 2—In this: That he, Private *John Kelly*, Light Battery C, 3d U. S. Artillery, did strike Sergeant *Otto Von Burg*, of said Battery, with a club several times, inflicting on him serious wounds on the head, the said sergeant being then in the discharge of his duty.

This at Fort McPherson, Neb., on or about the night of the 9th day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Kelly*, Company C, 3d U. S. Artillery, to be confined in charge of the guard, at hard labor, for one (1) year, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for twelve (12) months.

III. The proceedings and findings, in the cases of Privates *Ash-ton P. Barton*, Company C, and *George Loring* and *Charles Collier*, Company F, 27th U. S. Infantry, are approved. The prisoners, will be released from confinement and restored to duty with their companies.

The proceedings and findings, in the case of Private *John E. McGee*, Company C, 27th U. S. Infantry, are approved. The sentence is confirmed and will be carried into effect. The penitentiary at Madison, Iowa, is designated as the place for his confinement. The prisoner will be dishonorably discharged the service of the United States and forwarded, under proper guard, with a copy of this order, to the place of his confinement.

The proceedings and findings, in the cases of Privates *Charles A. Stevens*, *Peter Herdenbaugh*, *George B. Smith*, *George W. Marston*, and *John M. Garrett*, Company C, 27th U. S. Infantry, are approved.

The sentences, in each case, are confirmed and will be carried into effect. The guard-house of the post where their company may be serving is designated as the place for their confinement.

The proceedings and findings, in the cases of Privates *John Grady* and *John McDonough*, Company C; *Henry W. Shaffer* and *Henry McCabe*, Company B; *George M. Smith* and *Albert Wilson*, Company A; and *James Newton*, Company F, 27th U. S. Infantry; and *Charles H. Taylor*, *Marshall Keith* and *Charles Adkins*, Company D, 2d U. S. Cavalry, are approved. The sentences, in each case, are confirmed and will be carried into execution.

The proceedings and findings in the case of Hospital Steward *Marcus F. Brechan*, U. S. Army, are disapproved. The Court, in this case, assumed the right to appoint one of its members Judge Advocate, in consequence of the one appointed in the order convening the Court becoming a material witness. Such proceeding, although the appointment was but temporary, is irregular, and the sentence thereby rendered inoperative. The clerk or reporter of the Court is competent to record the testimony in such cases, or the Judge Advocate may record his own, as that of any other witness. Hospital Steward *Brechan* will be released from arrest and restored to duty.

The proceedings in the case of Private *John Walsh*, Company B, 27th U. S. Infantry, are irregular, in the fact that during the second day of the trial, a member who had been absent from the commencement of the case, was permitted to take part in the trial until its conclusion. The record also fails to show that the prisoner was allowed the privilege of challenging the member thus admitted, and as a consequence, the sentence is void, the errors being fatal to the proceedings. Private *John Walsh*, Company B, 27th U. S. Infantry, will be released from confinement and restored to duty.

The proceedings and findings, in the case of Private *Patrick Finn*, Company C, 27th U. S. Infantry, are approved. The sentence is confirmed, but on the recommendation of a majority of the members of the Court, the period of confinement is mitigated to four (4) months, with a forfeiture of ten dollars (\$10) per month of his monthly pay for the same period. The remainder will be carried into effect.

IV. The proceedings and findings, in the cases of Privates *James A. Taylor* *James N. Nelson* and *John Kelly*, and Sergeants *James A. Willetts* and *Asa Head*, Light Battery C, 3d U. S. Artillery; Sergeant *John O'Conner*, and Privates *Thomas Fessenden*, Company B; *Charles Bratton*, Company L; and *Péter Kalsch*, unassigned recruit, 2d U. S. Cavalry, are approved. The sentences, in each case, are confirmed and will be carried into execution.

The proceedings and findings, in the case of Corporal *Leslie Brown*, Company B, 2d U. S. Cavalry, are approved. That part of the sentence requiring confinement, is, upon the recommendation of all the members of the Court, remitted. The remainder is confirmed and will be carried into execution.

The proceedings and findings, in the case of Private *Joachim Forrer*, Light Battery C, 3d U. S. Artillery, are approved. The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings, in the case of Corporal *Henry Greives*, Light Battery C, 3d U. S. Artillery, are approved. The sentence is confirmed and will be carried into effect. Corporal *Greives* will be released from arrest.

V. The general Court Martial, convened at Fort Philip Kearny, D. T., pursuant to Paragraph 1, Special Orders No. 184, series of 1867, from these Headquarters, and of which Brevet Lieutenant Colonel *B. F. Smith*, Major 27th U. S. Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, January 22d, 1868.

GENERAL ORDERS, }
No. 3. }

IN addition to the branding required by existing regulations, it is hereby ordered that all public mules, in this Department, be branded U. S. upon the left side of the neck, twelve inches from the butt of the ear, and two inches below the top of the neck. All commanding officers are directed to immediately cause the provisions of this order to be carefully and strictly carried out.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

*B't. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL:

Aide-de-Camp.

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G. C. M.

1. 1st Lieutenant *Louis H. Fine*, 3d U. S. Artillery.
 2. Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. Army.
-

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, January 27th, 1868.*

GENERAL ORDERS, } No. 4. }

I. Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 247, series of 1867, from these Headquarters, and of which Brevet Major General *Thomas J. Wood*, Colonel 2d U. S. Cavalry, is President, were arraigned and tried:

1st. 1st Lieutenant *Louis H. Fine*, 3d U. S. Artillery.

CHARGE—"Conduct unbecoming an officer and a gentleman."

Specification—In this: That the said 1st Lieutenant *Louis H. Fine*, 3d U. S. Artillery, did absent himself, without authority, from evening dress parade, and did get so much under the influence of liquor as to be unable to properly perform any military duty, and did, while in this state, appear before the officers and enlisted men of the garrison.

All this at Fort McPherson, Neb., on or about the 10th day of December, 1867.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty" to so much of the specification as alleges that he, "1st Lieutenant *Louis H. Fine*, 3d Artillery, did absent himself, without authority, from evening dress parade," and "Not Guilty" to so much of the specification as the words "and did get so much under the influence of liquor as to be unable to properly perform any military duty, and did, while in this state, appear before the officers and enlisted men of the garrison."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words, "and did get so much under the influence of liquor as to be unable to properly perform any military duty, and did, while in this state, appear before the officers and enlisted men of the garrison."

Of the charge—"Not Guilty," but "Guilty" of "neglect of duty to the prejudice of good order and military discipline,"

and does therefore sentence him, 1st Lieutenant *Louis H. Fine*, 3d U. S. Artillery, to be reprimanded in General Orders from Department Headquarters, and that he be confined to the limits of the garrison for one (1) month.

II. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Paragraph 4, Special Orders No. 235, series of 1867, from these Headquarters, and of which, Brevet Brigadier General *John D. Stevenson*, Colonel 30th U. S. Infantry, is President, were arraigned and tried:

2nd. Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. A.

CHARGE—"Conduct prejudicial to good order and military discipline".

Specification 1—In this: That he, Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. A., did become so much intoxicated as to be totally unfit to perform his professional duties.

This at Fort Sanders, D. T., on or about the 11th day of October, 1867.

Specification 2—In this: That he, Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. A., has repeatedly rendered himself unfit to perform the duties of his office, by the use of intoxicating liquors, until he has become unreliable in his professional capacity as Assistant Surgeon, U. S. A.

This at Fort Sanders, D. T., whilst stationed at that post during the months of July, August, September, and October, 1867.

Specification 3—In this: That he, Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. A., did, whilst in a state of intoxication, improperly attempt to confine in the guard-house, a one armed soldier, Private *Henry Happy*, Company G, 2d U. S. Cavalry, a patient under his charge.

This at Fort Sanders, D. T., on or about October 11th, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"In bar of trial. Total want of specification as to time renders it impossible for me to disprove it, or prepare a defense against it. I therefore request that the specification be rejected as illegal."

The Court was cleared, and after maturely considering the question, sustained the plea of the accused, and rejected specification 2d.

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 3d specification—"Not Guilty."

Of the charge—"Not Guilty,"

and does therefore acquit him, Brevet Major *W. R. Ramsey*, Assistant Surgeon, U. S. A.

III. The proceedings, findings, and sentence in the foregoing case of 1st Lieutenant *Louis H. Fine*, 3d U. S. Artillery, are confirmed, and the sentence will be executed—that portion of it relating to confinement to the garrison, by the commanding officer Fort McPherson.

This being the second time Lieutenant *Fine* has been tried for drunkenness, within the last thirteen months, escaping cashiering once by the clemency of the President, there would seem to be but little prospect of any good resulting from a reprimand by the Depart-

ment Commander. It is therefore limited to a recitation of the above facts, and a caution to Lieutenant *Fine* that he can expect no consideration if again convicted of this offence.

IV. The proceedings and findings, in the case of Assistant Surgeon *W. R. Ramsey*, U. S. A., are approved. He will be released from arrest and restored to duty.

V. The General Court Martial, convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 247, series of 1867, from these Headquarters, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'rt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Act'g Judge Advocate,

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, February 3d, 1868.

GENERAL ORDERS, }
No. 5. }

Proceedings of a Court of Inquiry, convened at Fort McPherson,
Neb., pursuant to the following orders:

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 26th, 1867.

SPECIAL ORDERS, }
No. 253. }

(*Extract.*)

* * * * *
5. At the request of 1st Lieutenant *James N. Wheelan*, 2d U. S. Cavalry, a Court of Inquiry is hereby appointed to meet at Fort McPherson, Neb., on Monday, the 30th instant, or as soon thereafter as practicable, to investigate as to his conduct in an affair with indians, near Bridger's Ferry, in May last. The Court will report fully upon the facts and circumstances in the case, and will also give their opinion upon the facts which may be developed, and their opinion upon their merits.

DETAIL FOR THE COURT.

Brevet Major General *T. J. Wood*, Colonel 2d U. S. Cavalry.
Brevet Brigadier General *L. C. Hunt*, Major 4th U. S. Infantry.
Brevet Colonel *D. R. Ransom*, Captain 3d U. S. Artillery.
Brevet Major *Lewis Thompson*, Captain 2d U. S. Cavalry, Judge Advocate.

* * * * *
BY ORDER OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'rt. Lieut. Colonel,
Act'g Assistant Adjutant General.

After a careful review of all the facts, the Court is of the opinion
1st—That Lieutenant *James N. Wheelan* ought not to have left the ox train, with his small party, in an indian country, although it does not appear that he was with the train to protect it, but merely for the additional safety which the train would afford his own small party.

2d—That he was reprehensible in allowing his wagon to fall be-

hind him, in a country in which, from his own disposition, it is evident he knew there was danger of attack; and that for this neglect of duty his conduct merits censure.

3d—That, admitting that Lieutenant *Wheelan* ought, perhaps, have attempted to rejoin the wagon after the attack was made, the Court sees in his conduct, only, at most, an error of judgment as to the best means of extricating his whole command, including the wagon, from danger; and is therefore of opinion that there is no ground in his entire conduct for imputing a want of courage or soldierly conduct to him, nor any circumstance which should cast any blemish on his reputation as an officer and a gentleman.

The proceedings, findings, and opinion of the Court of Inquiry, in the case of Lieutenant *Wheelan*, 2d Cavalry, are confirmed.

The Court of Inquiry, appointed by Paragraph 5, Special Orders No. 253, series of 1867, from these Headquarters, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

1. Private *Andrew Miller*, Company C, 4th U. S. Infantry.
 2. Recruit *Oliver McDavis*, Company A, 2d U. S. Cavalry.
 1. Private *Matthew Byrnes*, Company I, 36th U. S. Infantry.
 3. Private *William H. Whiteman*, Company G, 2d U. S. Cavalry.
 5. Private *James Garrigan*, Company K, 36th U. S. Infantry.
 8. Private *Andrew Golden*, Company F, 5th U. S. Infantry.
 9. Private *George Quimby*, Company B, 36th U. S. Infantry.
 10. Private *Gustarus Gutchie*, Company A, 10th U. S. Infantry.
 11. Private *James Garrigan*, Company K, 36th U. S. Infantry.
 12. Private *John Davis*, Company E, 36th U. S. Infantry.
 13. Private *Robert H. Delano*, Company E, 36th U. S. Infantry.
 14. Private *William Jassard*, Company E, 36th U. S. Infantry.
 15. Private *Addison Smith*, Company E, 36th U. S. Infantry.
 16. Private *Charles Darling*, Company E, 36th U. S. Infantry.
 17. Private *Edward Cleary*, Company B, 36th U. S. Infantry.
 18. Private *John Woral*, Company G, 2d U. S. Cavalry.
 19. Private *Thomas Galt*, Company G, 2d U. S. Cavalry.
 20. Private *Stephen Mecker*, Company G, 2d U. S. Cavalry.
 21. Private *Frederick C. Smith*, Company K, 36th U. S. Infantry.
 22. Sergeant *James Dumfey*, Company K, 36th U. S. Infantry.
 23. Private *Henry Hartman*, Company D, 36th U. S. Infantry.
 24. Private *Chester Hoxie*, Company E, 36th U. S. Infantry.
 25. Private *Martin Glenning*, Company K, 36th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 15th, 1868.*

GENERAL ORDERS, } No. 6. }

I. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 253, series of 1867, from these Headquarters, and of which Brevet Brigadier

General *I. N. Palmer*, Lieutenant Colonel 2d U. S. Cavalry, is President, were arraigned and tried:

1st. Private *Andrew Miller*, Company C, 4th U. S. Infantry.

CHARGE 1—"Contemptuous behavior towards his commanding officer."

Specification—In this: That he, the said Private *Andrew Miller*, Company C, 4th Infantry, when told by his commanding officer, 1st Lieutenant *Edward Simonton*, 4th Infantry, commanding working party at saw-mill, near Fort Fetterman, D. T., that he (*Miller*) would be sent to the Fort under guard, and that charges would be preferred against him for insubordinate conduct, did make use of the following language to the said Lieutenant *Simonton*, viz: "You God damned son of a bitch; you God damned bastard; You damned nigger driver;" or words to that effect.

This at the saw-mill, near Fort Fetterman, D. T., on or about the 17th day of September, 1867.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Andrew Miller*, Company C, 4th Infantry, when Private *Michael McGrath*, Company C, 4th Infantry, had been tied up by order of 1st Lieutenant *Edward Simonton*, 4th Infantry, commanding working party at saw-mill, near Fort Fetterman, D. T., did, in contempt of authority, cut the rope and release said *McGrath*, at the same time making use of the following seditious language to several enlisted men present, viz: "We will not allow this man to be tied up," or words to that effect.

This at the saw mill, near Fort Fetterman, D. T., on or about the 17th day of September, 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Andrew Miller*,

Company C, 4th U. S. Infantry, to be dishonorably discharged the service of the United States, with the loss of all pay due him, except the just dues of the laundress, and to be confined in such penitentiary as the General Commanding the Department may direct, for the remainder of his enlistment, viz: To December 2d, 1868.

2d. Recruit *Oliver McDavis*, Company A, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *Oliver McDavis*, Company A, 2d Cavalry, to forfeit to the United States all pay and allowances that are or may become due him; to be indelibly marked with the letter "D," one and a half inches in length, upon the left hip; to have his head shaved and to be drummed out of the service.

II. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Paragraph 4, Special Orders No. 235, series of 1867, from these Headquarters, and of which Brevet Brigadier General *John D. Stevenson*, Colonel 30th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Matthew Byrnes*, Company I, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Matthew Byrnes*, Company I, 36th U. S. Infantry, to be confined, under charge of the guard, at the post where his company may be serving, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

3d. Private *William H. Whiteman*, Company G, 2d U. S. Cavalry.

CHARGE 1—"Violation of the 6th Article of War."

Specification—In this: That he, Private *William H. Whiteman*, Company G, 2d U. S. Cavalry, when ordered by his superior non-commissioned officer, Quartermaster Sergeant *Richard N. Walsh*, Company G, 2d U. S. Cavalry, to go to his bunk, he, the said Sergeant *Walsh*, being in the execution of his duty, did say, "I'll cripple you, or any other God damued non-commissioned officer that attempts to interfere with me," or words to that effect.

All this on or about the 10th day of December, 1867, at or near Fort Sanders, D. T.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *William H. Whiteman*, Company G, 2d U. S. Cavalry, did abuse and threaten Quartermaster Sergeant *Richard N. Walsh*, Company G, 2d U. S. Cavalry, whilst he, the said Sergeant *Walsh*, was in the execution of his duty, and did make use of threatening, contemptuous, and disrespectful language against his superior officers and non-commissioned officers, and did say that "the non-commissioned officers of the company (meaning Company G, 2d U. S. Cavalry,) were nothing but a set of sons of bitches, and the officers were the same, and not worth a damn," or words to that effect.

All this on or about the 10th day of December, 1867, at or near Fort Sanders, D. T.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Not Guilty," the specification not supporting the charge.

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *William H. Whiteman*, Company G, 2d U. S. Cavalry, to be confined at hard labor for the period of eight (8) months, at the post where his company may be serving, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for each month of his confinement.

5th. Private *James Garrigan*, Company K, 36th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *James Garrigan*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did conspire with Private *Martin Glenning*, Company K, 36th U. S. Infantry, to attack and beat Private *James Humphrey*, Company K, 36th U. S. Infantry,

All this at or near Fort Sanders, D. T., on or about the 1st day of December, 1867.

Specification 2—In this: That he, Private *James Garrigan*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, brutally, and with a dangerous weapon, (namely, a slung-shot,) assault, beat, cut, and bruise Private *James Humphrey*, Company K, 36th U. S. Infantry, with the intention of taking his life.

All this at or near Fort Sanders, D. T., on or about the 1st day of December, 1867.

Specification 3—In this: That he, Private *James Garrigan*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, whilst engaged in a fight with Private *James Humphrey*, Company K, 36th U. S. Infantry, was ordered by Sergeants *Thomas Dunn* and *George B. Thorp*, Company K, 36th U. S. Infantry, to desist, which order he refused to obey, but did continue to attack and fight the said Private *James Humphrey*, Company K, 36th U. S. Infantry.

All this at or near Fort Sanders, D. T., on or about the 1st day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the charge—"Not Guilty,"

and does therefore acquit him, Private *James Garrigan*, Company K, 36th U. S. Infantry.

8th. Private *Andrew Golden*, Company F, 5th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Andrew Golden*, Company F, 5th U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of five (5) months, and to forfeit to the United States the sum of ten dollars (\$10) per month of his monthly pay for the same period.

9th. Private *George Quimby*, Company B, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Quimby*, Company B, 36th U. S. Infantry, to be dis-

honorably discharged the service of the United States; to forfeit all pay due him at the time of his discharge, except the just dues of the laundress; to have the letter "D," one and one-half inches in length, indelibly marked on his left hip; to have his head shaved and to be drummed out of the post where he is now in confinement.

10th. Private *Gustavus Gutchie*, Company A, 10th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Gustavus Gutchie*, Company A, 10th U. S. Infantry, to be dishonorably discharged the service of the United States; to forfeit all pay due him at the time of his discharge; to have the letter "D," one and one-half inches in length, indelibly marked on his left hip; to have his head shaved and to be drummed out of the post where he is now in confinement.

11th. Private *James Garrigan*, Company K, 36th U. S. Infantry.

CHARGE 1—"Assault and battery, with intent to kill, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *James Garrigan*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did assault, beat, cut, bruise; and otherwise injure, one Private *Owen Boyle*, Company I, 36th U. S. Infantry, and did wickedly, maliciously, and with intent to kill the said Private *Owen Boyle*, Company I, 36th U. S. Infantry, inflict upon the body of the said Private *Owen Boyle*, Company I, 36th U. S. Infantry, divers and sundry bruises, cuts and injuries, with his hands, feet, and with weapons unknown, and at the same time to prevent the guard stationed near bearing the cries for assistance, did cover the head and stop the mouth of the said Private *Owen Boyle*, Company I, 36th U. S. Infantry, with a blanket.

CHARGE 2—"Robbery, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *James Garrigan*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, with the assistance of others, forcibly, violently, and feloniously rob, steal, and take from the person of Private *Owen Boyle*, Company I, 36th U. S. Infantry, five dollars (\$5) lawful money of the United States, and one (1) pen knife, of the value of fifty (50) cents.

All this at Fort Sanders, D. T., on or about December 26th, 1867.

To which charges and specifications the accused pleaded as follows:
To the specification 1st charge—"Guilty" of all, except the words "with intent to kill."

To the 1st charge—"Guilty" of "assault and battery," but "Not Guilty" of the "intent to kill."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Garrigan*, Company K, 36th U. S. Infantry, to be dishonorably discharged the service of the United States; to forfeit all pay that may be due him at the time of his discharge, except the just dues of the laundress; and to be confined in such penitentiary as the General Commanding the Department may designate, for the period of five (5) years.

12th. Private *John Davis*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "did desert."

Of the charge—"Not Guilty," but "Guilty" of "absence without leave," and does therefore sentence him, Private *John Davis*, Company E, 36th U. S. Infantry, to be confined in charge of the guard at the post where his company may be serving, for the period of two (2) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

13th. Private *Robert H. Delano*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Robert H. Delano*, Company E, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of six (6) months, during three (3) months of which time to wear a ball weighing twenty-four (24) pounds, and a chain six [6] feet long attached to his left leg, and to forfeit ten dollars (\$10) per month of his monthly pay to the United States, for the period of six (6) months.

14th. Private *William Jassard*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Jassard*, Company E, 36th U. S. Infantry, to be confined in charge of the guard at the post where his company may be serving, at hard labor, for the period of six (6) months, during three months of which time to wear a ball weighing twelve (12) pounds, and a chain six (6) feet long attached to his left leg,

and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months.

15th. Private *Addison Smith*, Company E, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation. confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Addison Smith*, Company E, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of six (6) months, during three (3) months of which time to wear a ball weighing twelve [12] pounds, and a chain six [6] feet long attached to his left leg, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the same period.

16th. Private *Charles Darling*, Company E, 36th U. S. Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this: That he, *Charles Darling*, a Private in Company E, 36th U. S. Infantry, did, on or about the 15th day of December, 1867, steal one [1] pair of gloves from Sergeant *Patrick O'Hern*, Company E, 36th U. S. Infantry.

All this at Fort Sanders, D. T., on or about the 15th day of December, 1867.

Specification 2—In this: That he, *Charles Darling*, a Private of Company E, 36th U. S. Infantry, did, on or about the 18th day of December, 1867, steal from the store of *John Wanless & Company* two [2] dozen military coat buttons.

All this at Fort Sanders, D. T., on or about the 18th day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Charles Darling*, Company E, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of four (4) months, wearing a ball weighing twenty-four [24] pounds, and a chain six (6) feet long attached to his left leg for the same period, and to wear on his back, one (1) week in every month of his confinement, a placard, marked with the word "*thief*," in letters four (4) inches in length, and to forfeit ten dollars (\$10) per month of his monthly pay during the period of his confinement.

17th. Private *Edward Cleary*, Company B, 36th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Edward Cleary*, Company B, 36th U. S. Infantry, to be dishonorably discharged the service of the United States, and to forfeit all pay due him at the time of his discharge, except the just dues of the laundress; to be indelibly marked with the letter "D," one and one-half inches in length, on the left hip; to have his head shaved; and to be drummed out of the service at the post where he is in confinement.

18th. Private *John Woral*, Company G, 2d U. S. Cavalry.

CHARGE—"Burglary, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *John Woral*, Compa-

ny G, 2d U. S. Cavalry, did, burglariously and feloniously, break into the store-room and dwelling house of Messrs. *Lowry, Beall & Company*, by cutting a hole through the roof of the said store and dwelling house of Messrs. *Lowry, Beall & Company*, and the said Private *John Woral*, Company G, 2d U. S. Cavalry, did enter, through the said hole cut through the roof, with the intention of stealing liquor or other goods, or of committing some other felony.

All this at or near Fort Sanders, D. T., between the hours of six and eight o'clock, p. m., on or about the 24th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Woral*, Company G, 2d U. S. Cavalry, to be dishonorably discharged the service of the United States, and to forfeit all pay due him at the time of his discharge, except the just dues of the laundress, and to be confined for two (2) years in such penitentiary as the General Commanding the Department may designate.

19th. Private *Thomas Galt*, Company G, 2d U. S. Cavalry.

CHARGE—"Burglary, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Thomas Galt*, Company G, 2d U. S. Cavalry, did burglariously and feloniously aid and assist one Private *John Woral*, Company G, 2d U. S. Cavalry, to break into the store-room and dwelling house of Messrs. *Lowry, Beall & Company*, by watching and guarding in aid and assistance of the said Private *John Woral*, Company G, 2d U. S. Cavalry, who did enter the store-room and dwelling house of Messrs. *Lowry, Beall & Company*, by a hole made in the roof of the said store by the said Private *John Woral*, Company G, 2d U. S. Cavalry.

All this at or near Fort Sanders, D. T., between the hours of six and eight o'clock, p. m., on or about the 24th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Thomas Galt*, Company G, 2d U. S. Cavalry.

20th. Private *Stephen Meeker*, Company G, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Stephen Meeker*, Company G, 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of six (6) months, during three (3) months of which time to wear a ball weighing twelve (12) pounds, and a chain six [6] feet long attached to his left leg, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of his confinement.

21st. Private *Frederick C. Smith*, Company K, 36th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, *Frederick C. Smith*, a duly enlisted soldier in the service of the United States, Private of Company K, 36th U. S. Infantry, did receive bread tickets, printed in imitation of those used at the post of Fort Sanders, D. T., for the purpose of procuring, fraudently, bread at the post bakery, and to which he was not entitled.

This at or near Fort Sanders, D. T., on or about the 10th day of January, 1868.

To which charge and specification the accused pleaded as follows: To the specification—"Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frederick C. Smith*, Company K, 36th U. S. Infantry, to be confined at hard labor, at the post where his company may be serving, for the period of four [4] months, during two [2] months of which time to wear a ball weighing twenty-four (24) pounds, and a chain six (6) feet long, attached to his left leg, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of his confinement.

22d. Sergeant *James Dumfey*, Company K, 36th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *James Dumfey*, Company K, 36th U. S. Infantry, did take Private *Martin Glenning*, Company K, 36th U. S. Infantry, a prisoner under charge of the guard, from the sentinel, into the drinking house of *John Wanless & Co.*, and did there furnish him, the said prisoner, *Martin Glenning*, Company K, 36th U. S. Infantry, with liquor.

All this at or near Fort Sanders, D. T., on or about the 15th day of January, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Sergeant *James Dumfey*, Company K, 36th U. S. Infantry.

23d. Private *Henry Hartman*, Company D, 36th U. S. Infantry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Private *Henry Hartman*, Company D, 36th U. S. Infantry, did, while acting as sentinel over Private *Martin Glenning*, Company K, 36th U. S. Infantry, allow said Pri-

vate *Martin Glenning*, Company K, 36th U. S. Infantry, to go to the drinking house of *John Wanless & Company*, without proper authority.

All this at or near Fort Sanders, D. T., on or about the 15th day of January, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Henry Hartman*, Company D, 36th U. S. Infantry.

24th. Private *Chester Hoxie*, Company E, 36th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Chester Hoxie*, Company E, 36th U. S. Infantry, having been duly posted as a sentinel, in charge of a squad of prisoners policing the parade, did quit his post and allow the prisoners to go to the wood pile, near the quartermaster's ware-house, and build a fire and remain there until ordered back by the sergeant of the guard.

All this at Fort Sanders, D. T., on or about the 13th day of January, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Chester Hoxie*, Company E, 36th U. S. Infantry, to forfeit to the United States ten dollars, (\$10) per month of his monthly pay for one (1) month. The Court is thus lenient on account of the youth and inexperience of the prisoner.

25th. Private *Martin Glenning*, Company K, 36th U. S. Infantry.

CHARGE 1—"Assault and battery, with intent to kill, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Martin Glenning*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did assault, beat, and bruise, and otherwise injure, one Private *Owen Boyle*, Company I, 36th U. S. Infantry, and did wickedly, maliciously, and with intent to kill the said *Owen Boyle*, Company I, 36th U. S. Infantry, inflict upon the body of the said Private *Owen Boyle*, Company I, 36th U. S. Infantry, divers and sundry bruises, cuts, and injuries, with his hands, feet, and with weapons unknown, and at the same time did cover the head and stop the mouth of the said Private *Owen Boyle*, Company I, 36th U. S. Infantry, with a blanket, to prevent the guard stationed near, from hearing the cries for assistance of the said Private *Owen Boyle*, Company I, 36th U. S. Infantry.

CHARGE 2—"Robbery, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Martin Glenning*, Company K, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did, with the assistance of others, forcibly, violently, and feloniously, rob, steal, and take from the person of Private *Owen Boyle*, Company I, 36th U. S. Infantry, five dollars (\$5) in lawful money of the United States, and one pen knife, of the value of fifty (50) cents.

All this at Fort Sanders, D. T., on or about December 26th, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," excepting the words "with intent to kill."

Of the 1st charge—"Guilty," excepting the words "intent to kill."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Martin Glenning*, Company K, 36th U. S. Infantry, to be dishonorably discharged the service of the United States, with loss of all pay and allowances due at the time of his discharge, except the just dues of the laundress, and to be confined at hard labor in such penitentiary as the General Commanding the Department may designate for the period of eighteen (18) months.

III. The proceedings and findings, in the case of Private *Andrew Miller*, Company C, 4th U. S. Infantry, are approved. The sentence is confirmed. The penitentiary at Madison, Iowa, is designated as the place for his confinement, to which place the prisoner will be conducted, under proper guard, with a copy of this order.

The proceedings and findings, in the case of Recruit *Oliver McDavis*, Company A, 2d U. S. Cavalry, are approved. The sentence is confirmed and will be carried into effect.

IV. The proceedings and findings, in the cases of Privates *Matthew Byrnes*, Company I; *John Davis*, *Robert H. Delano*, *William Jassard*, *Addison Smith*, *Charles Darling* and *Chester Hoxie*, Company E; *Edward Cleary* and *George Quimby*, Company B; and *Frederick C. Smith*, Company K, 36th U. S. Infantry; *William H. Whiteman* and *Stephen Meeker*, Company G, 2d U. S. Cavalry; Private *Andrew Golden*, Company F, 5th U. S. Infantry; and Private *Gustavus Gutchie*, Company A, 10th U. S. Infantry, are approved. The sentences in each case, are confirmed and will be carried into execution.

The proceedings and findings, in the case of Private *James Garri-gan*, Company K, 36th U. S. Infantry, (case No. 5) are disapproved. After proceeding with the prosecution to an extent that would have warranted a conviction of the prisoner upon all the allegations entered against him, the Judge Advocate abandons this important case for supposed want of testimony to establish the identity of the soldier he is charged with assaulting, the specifications setting forth that "*James*" *Humphreys*, Company K, 36th U. S. Infantry, was assaulted,

while the evidence shows his name to be "*John*" *Humphreys*, of the same company and regiment. It is proven that there was but one Private *Humphreys* in this company, and that he was abused and beaten by the prisoner, as charged in the specifications. In view of the facts that the accused entered no "plea in bar of trial," under the specifications as set forth, and the ability of the Judge Advocate to have produced unlimited testimony to relieve the mind of the Court of any continued doubt on the subject of *Humphreys* identity as the person who was assaulted, it is a matter of surprise that the case was abandoned and the prisoner allowed to escape a merited punishment. The record in this case further shows an omission to embrace a copy of the order appointing the Court, an error fatal to the proceedings, also in their finding, action on the 3d specification was omitted. The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings, in the case of Private *James Garri-gan*, Company K, 36th U. S. Infantry, (case No. 11) are approved. The sentence is confirmed, but the period of confinement mitigated to two (2) years. The penitentiary at Madison, Iowa, is designated as the place for his confinement, where the prisoner will be sent, under proper guard, with a copy of this order.

The proceedings and findings, in the case of Private *John Woral*, Company G, 2d U. S. Cavalry, are approved. The sentence is confirmed, but the period of confinement mitigated to one (1) year. The penitentiary at Madison, Iowa, is designated as the place for his confinement, where the prisoner will be sent, under proper guard, with a copy of this order.

The proceedings and findings in the cases of Privates *Thomas Galt*, Company G, 2d U. S. Cavalry, and *Henry Hartman*, Company D, 36th U. S. Infantry, are approved. The prisoners will be released from confinement and restored to duty with their companies.

The proceedings and findings, in the case of Sergeant *James Dum-fey*, Company K, 36th U. S. Infantry, are approved. He will be released from arrest.

The proceedings and findings, in the case of Private *Martin Glenning*, Company K, 36th U. S. Infantry, are, under the 1st charge and its specification, approved. The findings, under the 2d charge and its specification, are disapproved, the evidence failing to prove the alleged crime. The sentence is mitigated to confinement, under charge of the guard where his company may be serving, for the period of six (6) months, with a forfeiture of his pay proper for the same period, provided his term of service does not expire sooner, in which event the provisions of the sentence are limited to the expiration of said term.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

6. Private *Effert Adams*, Company E, 36th U. S. Infantry.
 7. Private *Martin Glenning*, Company K, 36th U. S. Infantry.
 1. Corporal *David Hall*, Company M, 2d U. S. Cavalry.
 2. Private *John Doyle*, Company F, 4th U. S. Infantry.
 3. Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry.
 4. Corporal *William Gleeson*, Company C, 30th U. S. Infantry.
 5. Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry.
 6. Private *Lafayette Spencer*, Company K, 4th U. S. Infantry.
 7. Private *Alfred H. Bell*, Company K, 4th U. S. Infantry.
 8. Private *John Barrett*, Company C, 4th U. S. Infantry.
 9. Sergeant *Henry C. Crosby*, Company B, 4th U. S. Infantry.
 10. Private *William A. Studer*, Company F, 4th U. S. Infantry.
 11. Corporal *David Mayo*, Company K, 4th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, February 29th, 1868.*

GENERAL ORDERS, } No. 7. }

I. Before a General Court Martial, which convened at Fort Sanders, D. T., pursuant to Paragraph 4, Special Orders No. 235, series of 1867, from these Headquarters, and of which Brevet Brigadier General *John D. Stevenson*, Colonel 30th U. S. Infantry, is President, were arraigned and tried:

6th. Private *Effert Adams*, Company E, 36th U. S. Infantry.

CHARGE—"Sleeping on his post."

Specification—In this: That he, the said *Effert Adams*, Private Company E, 36th U. S. Infantry, being duly posted as a sentinel, did go to sleep on his post, and was so found by the corporal of the guard.

This at Fort Sanders, D. T., on or about the morning of the 12th of December, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Effert Adams*, Company E, 36th U. S. Infantry, to be confined at hard labor at the post where his company may be serving, for the period of three (3) months, and forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period. The Court is thus lenient on account of the physical condition and inexperience of the prisoner.

7th. Private *Martin Glenning*, Company K, 36th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, *Martin Glenning*, a duly enlisted soldier in the service of the United States, Private of Company K, 36th Infantry, U. S. A., did resist the lawful authority and did seize hold of, in a violent manner, 1st Sergeant *Frank Birk*, Company K, 36th U. S. Infantry, whilst he, the said 1st Sergeant *Frank Birk*, was in the discharge of his duty.

All this at or near Fort Sanders, D. T., on or about the 1st day of December, 1867.

Specification 2—In this: That he, *Martin Glenning*, a duly enlisted soldier in the service of the United States, Private of Company K, 36th U. S. Infantry, did attack and strike with his fist, Private *Dennis Maher*, Company K, 36th U. S. Infantry.

All this at or near Fort Sanders, D. T., on or about the 3d day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Martin Glenning*, Company K, 36th U. S. Infantry, to be con-

fined at hard labor, in charge of the guard at the post where his company may be serving, for the period of ten (10) months, and forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

II. Before a General Court Martial, which convened at Fort Sedgwick, C. T., pursuant to Paragraph 1, Special Orders No. 4, current series, from these Headquarters, and of which Brevet Major *W. S. Collier*, Captain 4th U. S. Infantry, is President, were arraigned and tried:

1st Corporal *David Hall*, Company M, 2d U. S. Cavalry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Corporal *David Hall*, of Company M, 2d U. S. Cavalry, having been ordered by Corporal *Henry Todd*, Company M, 2d U. S. Cavalry, then in charge of the stable guard, to report at the stables, did say "that he was not going on guard," or words to that effect.

This at Fort Sedgwick, C. T., on the 21st of November, 1867.

CHARGE 2—"Breach of arrest."

Specification—In this: That he, Corporal *David Hall*, of Company M, 2d U. S. Cavalry, after being put under arrest by his 1st Sergeant, did break the same.

This at Fort Sedgwick, C. T., November 21st, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty,"

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Corporal *David Hall*, Company M,

2d U. S. Cavalry, to be reduced to the ranks as a private soldier.

2d. Private *John Doyle*, Company F, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Doyle*, Company F, 4th U. S. Infantry, to forfeit to the United States all pay and allowances that are now due him, except the just dues of the laundress; to be confined at hard labor, in charge of the guard, for the period of one (1) year, wearing a ball weighing twenty-five (25) pounds, attached to his left leg by a chain six (6) feet long; and to forfeit all pay and allowances, except necessary fatigue clothing, during same period.

3d. Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Sergeant *Christian Shortz*, of Company B, 4th U. S. Infantry, (acting 1st Sergeant) did, when sent for by his company commander, Captain *John Miller*, 4th U. S. Infantry, on duty pertaining to his company, appear at the quarters of said company commander in such a state of intoxication as to be totally incapable of performing the duties of a soldier, or of his office.

Charge 2—"Disobedience of orders."

Specification 1—In this: That he, Sergeant *Christian Shortz*, of Company B, 4th U. S. Infantry, (acting 1st Sergeant) did, while at the quarters of his company commander, (Captain *John Miller*, 4th U. S. Infantry) use loud and boisterous language, and on being ordered by his company commander to desist, and go to his company quarters did positively refuse to do either, until forced from the quarters and taken away by the corporal of the guard.

Specification 2—In this: That the said Sergeant *Christian Shortz*,

of Company B, 4th U. S. Infantry, (acting 1st Sergeant) did, on being ordered by his company commander, (Captain *John Miller*, 4th U. S. Infantry), to cease his noisy and boisterous conduct and go to his company quarters, refuse to do either, saying in a loud and disrespectful tone of voice, "I will not do the duty of a sergeant for you so long as you keep your present company clerk, either he or I will have to go," or words to that effect.

All this at Fort Sedgwick, C. T., on or about December 9th, 1867, at the quarters of Captain *John Miller*, 4th Infantry.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry, to be reduced to the ranks as a private soldier and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of six (6) months.

4th. Corporal *William Gleeson*, Company C, 30th U. S. Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Disobedience of orders."

Specification—In this: That he, Corporal *William Gleeson*, of Company C, 30th U. S. Infantry, did absent himself from his quarters between the hours of 10 and 12, p. m., in disobedience of the orders of his commanding officer.

This at North Platte, Neb., December 13th. 1867.

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Corporal *William Gleeson*, Company C, 30th U. S. Infantry, did engage in a street fight or quarrel, and did create a disturbance to the disquieting of citizens of the United States.

This at North Platte, Neb., between the hours of 10 and 12, p. m., December, 13th, 1867.

Specification 2—In this: That he, Corporal *William Gleeson*, of Company C, 30th U. S. Infantry, did assault and beat Sergeant *George Dimmick*, Company M, 2d U. S. Cavalry, and did commit the crime of mayhem, biting off a portion of the nose of said Sergeant *George Dimmick*.

This at North Platte, Neb., between the hours of 10 and 12, P. M., December 13th, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the 1st specification 3d charge—"Not Guilty."

To the 2d specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the 1st specification 3d charge—"Guilty."

Of the 2d specification 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Corporal *William Gleeson*, Company C, 30th U. S. Infantry, to forfeit to the United States all pay and allowances that are or may become due him; to be dishonorably discharged the service of the United States; and to be confined in such penitentiary as the General Commanding the Department may designate for the period of eighteen (18) months.

5th. Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Sergeant *Christian Shortz*, of Company B, 4th Infantry, (late acting 1st Sergeant) did, while in arrest in his company quarters, excite and assemble the soldiers of this company, for the purpose of taking their vote as to who should be 1st Sergeant, thereby ignoring the authority of his company commander.

Specification 2—In this: That he, Sergeant *Christian Shortz*, of Company B, 4th Infantry, (late acting 1st Sergeant), while in arrest in his company quarters, did behave in a mutinous manner, by assembling the men of the company in a disorderly and excitable manner, for the purpose of taking their vote as to who should be 1st Sergeant of the Company, at the same time quarreling, with the then acting 1st Sergeant, calling him "a damned liar and scoundrel," or words to that effect.

All this at Fort Sedgwick, C. T., on or about December 11th, 1867, about 7½ o'clock, P. M.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Sergeant *Christian Shortz*, Company B, 4th U. S. Infantry.

6th. Private *Lafayette Spencer*, Company K, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Lafayette Spencer*, Company K, 4th

U. S. Infantry, to forfeit to the United States all pay and allowances now due; to be confined at hard labor, under charge of the guard, for the period of one (1) year, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

7th. Private *Alfred H. Bell*, Company K, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him. Private *Alfred H. Bell*, Company K, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due; to be confined at hard labor, under charge of the guard, for the period of one (1) year, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; and to forfeit ten dollars (\$10) per month of his monthly pay for the same period.

8th. Private *John Barrett*, Company C, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, the said *John Barrett*, a Private of Company C, 30th Infantry, deserting the service of the United States, did take away with him the following articles of government property, to-wit: One (1) Springfield breech-loading rifle musket, calibre 50, valued at fifty dollars (\$50); one (1) gun-sling, valued sixteen (16) cents; and forty [40] rounds metallic ball cartridges, calibre 50, valued at four dollars [\$4]; and did dispose of the same articles to his own use and benefit, to the prejudice of good order and military discipline.

This at or near Camp Whittelsey, Laurens' Fork, D. T., on or about the 19th day of July, 1867.

Thirty dollars (\$30) paid for apprehension.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Barrett*, Company C, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due; to be confined at hard labor, under charge of the guard, for the period of eighteen [18] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the same period.

9th. Sergeant *Henry E. Crosby*, Company B, 4th U. S. Infantry.

CHARGE 1—"Drunkenness on duty"

Specification—In this: That he, Sergeant *Henry E. Crosby*, Company B, 4th Infantry, (acting 1st Sergeant,) did appear on dress parade, with his company, so much under the influence of intoxicating liquor as to be incapable of performing the duties of a soldier, or of his office.

This at Fort Sedgwick, C. T., on or about the 18th day of December, 1867.

CHARGE 2—"Conduct highly prejudicial to good order and military discipline."

Specification—In this: That he, Sergeant *Henry E. Crosby*, of Company B, 4th U. S. Infantry, (acting 1st Sergeant,) did report to his company commander that he had called the roll of said company, and that "all were present or accounted for," all of which was false in word and spirit, he having failed to call the roll at the stated time, several members of the company having taken their places in the ranks after his report was made.

All this at Fort Sedgwick, C. T., on or about December 18th 1867.

To which charges and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Sergeant *Henry E. Crosby*, Company B, 4th U. S. Infantry, to be reduced to the ranks as a private soldier, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the period of two (2) months.

10th Private *William A. Studer*, Company F, 4th U. S. Infantry.

CHARGE—"Disobedience of orders."

Specification—In this: That he, *William A. Studer*, Private of Company F, 4th U. S. Infantry, being a member of the guard, mounted at Fort Sedgwick, C. T., on the 13th day of December, 1867, allowed prisoners under his charge to hold conversation with other persons, after having received orders from 2d Lieutenant *George Darrow*, 4th U. S. Infantry, then officer of the guard, not to permit them to have any intercourse whatever, with others.

This at Fort Sedgwick, C. T., on or about 13th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Private *William A. Studer*, Company F, 4th U. S. Infantry.

11th. Corporal *David Mayo*, Company K, 4th U. S. Infantry.

CHARGE 1—"Drunkenness on duty."

Specification—In this: That he, Corporal *David Mayo*, Company K, 4th U. S. Infantry, while on duty as acting Provost Sergeant of the post, was so drunk as to be unable to perform his duties.

This at Fort Sedgwick, C. T., on or about the 7th day of December, 1867.

CHARGE 2—"Neglect of duty to the prejudice of good order and military discipline."

Specification—In this: That he, Corporal *David Mayo*, of Company K, 4th U. S. Infantry, while acting Provost Sergeant of the post, did take a prisoner from the custody of the guard, [on the pretence of placing him at work, policing the garrison or other work,] and did allow said prisoner, while under his charge, to escape.

This at Fort Sedgwick, C. T., on or about the 7th day of December, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty,"

Of the specification 2d charge—"Guilty." except the words "on the pretence of placing him at work policing the garrison, or other work."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Corporal *David Mayo*, Company K, 4th U. S. Infantry, to be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of six [6] months.

III. The proceedings and findings in the cases of Privates *Effert Adams*, Company E, and *Martin Glenning*, Company K, 36th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution.

IV. The proceedings and findings in the cases of Corporal *David Hall*, Company M, 2d Cavalry; Sergeants *Christian Shortz*, [case No. 3] and *Henry E. Crosby*, Company B; Privates *John Doyle*, Company F; *Alfred H. Bell*, and Corporal *David Mayo*, Company K, 4th Infantry; and Private *John Barrett*, Company C, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution.

The proceedings and findings in the case of Corporal *William*

Gleeson, Company C, 30th Infantry, are approved. The sentence is confirmed and will be carried into execution. The penitentiary at Madison Iowa is designated as the place for his confinement, where the prisoner will be sent, under proper guard, with a copy of this order.

The proceedings and findings in the case of Sergeant *Christian Shortz*, Company B, 4th Infantry, [Case No. 5] are approved. The prisoner will released from arrest, and restored to duty with his company.

The proceedings and findings in the case of Private *Lafayette Spencer*, Company K, 4th Infantry, are approved. The sentence is, on the recommendation of all the members of the Court, mitigated to a forfeiture of ten dollars (\$10) per month of his monthly pay for six (6) months, and confinement under charge of the guard, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long for the same period.

The proceedings and findings in the case of Private *William A. Studer*, Company F, 4th Infantry, are approved. The prisoner will be released from confinement and restored to duty.

V. The General Court Martial convened by Paragraph 1, Special Orders No. 4, current series, from these Headquarters, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

1. Private *Theodore Judkins*, unassigned recruit 2d U. S. Cavalry.
 2. Private *William Arnold*, Company D, 30th U. S. Infantry.
 3. Private *Cass Christman*, unassigned recruit 30th U. S. Infantry.
 4. Private *George Smith*, Company H, 2d U. S. Cavalry.
 5. Private *John Doring*, Company G, 30th U. S. Infantry.
 6. Private *James A. Hopkins*, Company A, 30th U. S. Infantry.
 7. Private *Albert Fehlison*, unassigned recruit 2d U. S. Cavalry.
 8. Private *Leri Phillips*, Company I, 30th U. S. Infantry.
 9. Private *Isaac Rogers*, Company I, 30th U. S. Infantry.
 10. Private *Thomas McConnell*, Company I, 30th U. S. Infantry.
 11. Private *Matthew Finn*, Company I, 30th U. S. Infantry.
 12. Private *William Kessler*, Company I, 30th U. S. Infantry.
 13. Private *James Carmichael*, Company H, 30th U. S. Infantry.
 14. Private *Henru Costello*, Company G, 30th U. S. Infantry.
 15. Private *Charles Borden*, Company H, 30th U. S. Infantry.
 16. Private *Henry V. Davis*, Company H, 30th U. S. Infantry.
 17. Private *John Thompson*, Company G, 30th U. S. Infantry.
 18. Private *Valentine Fisher*, Company F, 30th U. S. Infantry.
 19. Private *William Finley*, Company F, 30th U. S. Infantry.
 20. Private *George Lorch*, Company G, 30th U. S. Infantry.
 21. Private *James Murray*, Company I, 2d U. S. Cavalry.
 22. Private *Thomas Higgins*, Company I, 2d U. S. Cavalry.
 23. Private *Marion Butcher*, Company I, 2d U. S. Cavalry.
 4. Private *Arthur C. Carson*, Company A, 36th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, March 24th, 1868.*

GENERAL ORDERS, }
No. 8. }

I. Before a General Court Martial, which convened at Fort D. A. Russell, D. T., pursuant to Paragraph 2, Special Orders No. 4, cur-

rent series, from these Headquarters, and of which Brevet Lieutenant Colonel *Charles G. Bartlett*, Captain 30th U. S. Infantry, is President, were arraigned and tried:

1st. Private *Theodore Judkins*, unassigned recruit 2d U. S. Cavalry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Theodore Judkins*, unassigned recruit 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

2d. Private *William Arnold*, Company D, 30th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Arnold*, Company D, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress, and to be confined at hard labor during the remainder of his term of service, at such place as the Department Commander may designate.

3d. Private *Cass Christman*, unassigned recruit 30th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Cass Christman*, unassigned recruit 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

4th. Private *George Smith*, Company H, 2d U. S. Cavalry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, *George Smith*, Private of Company H, 2d U. S. Cavalry, did offer violence and kick 1st Sergeant *James Smith*, of Company H, 2d U. S. Cavalry, while he, 1st Sergeant *James Smith*, of Company H, 2d U. S. Cavalry, was in the execution of his duty.

This at Fort D. A. Russell, D. T., on or about the 9th day of November, 1867.

Specification 2—In this: That he, the said *George Smith*, Private of Company H, 2d U. S. Cavalry, did lift up a tent pole, offer violence, and threaten to take the life of 1st Sergeant *James Smith*, Company H, 2d U. S. Cavalry, saying: "You God damned son of a bitch I'll kill you."

This at Fort D. A. Russell, D. T., on or about the 9th day of November, 1867.

CHARGE 2—"Mutinous conduct, to the prejudice of good order and military discipline."

Specification—In this: That he, *George Smith*, Private of Company H, 2d U. S. Cavalry, did, after receiving a cup of good beef soup, throw the same in front of the cook-house door, and did, after being remonstrated with by 1st Sergeant *James Smith*, Company H, 2d U. S. Cavalry, make use of disgusting language, and say: "I'll shit in the same place if I feel like it, and I don't care a God damn for old *Ball*, (meaning the commanding officer of his company), nor any of his non-commissioned officers."

This at Fort D. A. Russell, D. T., on or about the 9th day of November, 1867.

To which charges and specifications the accused pleaded as follows:

To the 1st specification 1st charge—"Guilty."

To the 2d specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification 1st charge—confirms his plea and finds him "Guilty."

Of the 2d specification 1st charge—"Guilty," substituting the words "I'll take your life" for "I'll kill you."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *George Smith*, Company H, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundry; to be dishonorably discharged the service of the United States; and to be confined one (1) year, at hard labor, in such penitentiary as the Department Commander may designate.

5th. Private *John Doring*, Company G, 30th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Doring*, Company G, 30th U. S. Infantry, a soldier duly enlisted in the U. S. service, did, on or or about the 4th day of July, 1867, present to Captain *E. M. Coates*, commanding Company G, 30th U. S. Infantry, an order for one (1) bottle of whiskey, which order Captain *Coates* refused to sign, and which order, or one similar, Private *Doring* did present,

about fifteen (15) minutes after, to the officer of the day to be approved, with Captain *Coates*' signature forged to it, and when asked by Captain *Coates* if he signed it, replied that he did.

All this at or near Larrens' Fork, D. T., on or about the 4th day of July, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Doring*, Company G, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months.

6th. Private *James A. Hopkins*, Company A, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James A. Hopkins*, Company A, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress, and to be confined at hard labor during the remainder of his term of service, at such place as the Department Commander may designate.

7th. Private *Albert Fehlson*, unassigned recruit 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, con-

firms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Albert Fehlisson*, unassigned recruit 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

8th. Private *Levi Phillips*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," inserting the words "did absent himself from" for "did desert the same."

Of the charge—"Not Guilty," but "Guilty of absence without leave," and does therefore sentence him, Private *Levi Phillips*, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one (1) month.

9th. Private *Isaac Rogers*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Isaac Rogers*, Company I, 30th U. S. Infantry, to forfeit to the United States all pay and allowances for three (3) months, except the just dues of the laundress, and to be confined at hard labor, in charge of the guard, for the same period.

10th. Private *Thomas McConnell*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas McConnell*, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars, (\$10) of his monthly pay per month for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

11th. Private *Matthew Finn*, Company I, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Matthew Finn*, Company I, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundry, and to be confined at hard labor for the remainder of his term of service, at such place as the Department Commander may designate.

12th. Private *William Kessler*, Company I, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Kessler*, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one (1) month.

13th. Private *James Carmichael*, Company H, 30th U. S. Infantry.
CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," substituting the words "did absent himself without leave from" for the words "did desert."

Of the charge—"Not Guilty," but "Guilty of absence without leave," and docs therefore sentence him, Private *James Carmichael*, Company H, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one (1) month.

14th. Private *Henry Costello*, Company G, 30th U. S. Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *Henry Costello*, Company G, 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, did take, steal, and carry away, and appropriate the same to his own use, the following articles of ordnance and ordnance stores, the property of the United States, and for which Captain *E. M. Coates*, 30th U. S. Infantry, was responsible, viz.: one (1) breech-loading Springfield rifle, thirty-five (35) metallic cartridges, one (1) cartridge box and plate, one (1) waist belt and plate, one (1) bayonet and bayonet scabbard.

All this at Fort D. A. Russell, D. T., on or about the dates above specified.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty," except the words "brought back under guard."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Costello*, Company G, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged the service; and to be confined for the period of three (3) years, at such penitentiary as the Department Commander may designate.

15th. Private *Charles Borden*, Company H, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Borden*, Company H, 30th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for [6] months, and to be confined at hard labor, in charge of the guard, for the same period.

16th. Private *Henry V. Davis*, Company H, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry V. Davis*, Company H, 30th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for six [6] months, and to be confined at hard labor, in charge of the guard, for the same period.

17th. Private *John Thompson*, Company G, 30th U. S. Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *John Thompson*, Company G, 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, did, when ordered by his company commander to go on with his policing, and not to say anything more, reply: "God damn my soul if I will, you can't run on me," or words to that effect, and when taken hold of by Captain *Coates*, and told again to stop his talk, did reply: "If it was not for your straps I would whip you."

This at Fort D. A. Russell, D. T., on or about the 17th day of December, 1867.

CHARGE 2—"Absence without leave."

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Thompson*, Company G, 30th U. S. Infantry, to forfeit to the United States all pay and allowances for the period of one [1] year, except the just dues of the laundress, and to be confined at hard labor for the same time, at such place as the Department Commander may designate.

18th. Private *Valentine Fisher*, Company F, 30th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Valentine Fisher*, Company F, 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did, without cause or provocation, deliberately

strike his superior non-commissioned officer, Corporal *Joseph Caul*, Company C, 30th U. S. Infantry, a blow with his clenched fist on the face.

This at Fort D. A. Russell, D. T., on or about the 6th day of December, 1867.

Specification 2—In this: That he, Private *Valentine Fisher*, Company F, 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did deliberately strike Recruit *James D. Vansicle*, Company F, 30th U. S. Infantry, a blow with his clenched fist on the face, at the same time taking from the pocket of the said Recruit, *James D. Vansicle*, one (1) pair of cotton gloves.

This at Fort D. A. Russell, D. T., on or about the 6th day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "with his clenched fist," but attach no criminality thereto.

Of the charge—"Guilty,"

and does therefore sentence him, Private *Valentine Fisher*, Company F, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay per month for two (2) months, and to be confined at hard labor, in charge of the guard, for the same period.

19th. Private *William Finley*, Company F, 30th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *William Finley*, Company F, 30th U. S. Infantry, a duly enlisted soldier in the Army of the United States, did, when ordered to the guard-house by his superior non-commissioned officer, *Michael Donovan*, 1st Sergeant Company

F, 30th U. S. Infantry, make use of threatening and abusive language towards the said 1st Sergeant *Michael Donovan*, saying: "Kiss my arse you son of a bitch, if ever I catch you in Philadelphia I will make it a ~~some~~ day for you, you son of a bitch," or words to that effect, Sergeant *Donovan* being at that time in the execution of his office.

This at Fort D. A. Russell, D. T., on or about the 6th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Finley*, Company F, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for the same period.

20th. Private *George Lorch*, Company G, 30th U. S. Infantry.

CHARGE 1—"Disobedience of orders."

Specification—In this: That he, Private *George Lorch*, Company G, 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, being ordered on fatigue by Sergeant *Morris*, Company G, 30th U. S. Infantry, on or about the 20th day of January, 1868, did fail to obey said order, but did absent himself from his company and quarters, and remain absent until retreat of same day.

This at Fort D. A. Russell, D. T.

CHARGE 2—"Neglect of duty."

Specification—In this: That he, Private *George Lorch*, Company G, 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, having been detailed to assist in the erection of a sink for the use of Company G, 30th U. S. Infantry, did neglect to obey said detail by absenting himself from his company and quarters.

All this at Fort D. A. Russell, D. T., on or about the 20th day of January, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Lorch*, Company G, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay per month for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period.

21st. Private *James Murray*, Company I, 2d U. S. Cavalry.

CHARGE—"Gross neglect of duty as sentinel."

Specification 1—In this: That he, the said Private *James Murray*, Company I, 2d U. S. Cavalry, having been regularly detailed and duly mounted as a member of the camp guard of the detachment of the 2d Cavalry, and duly posted as a sentinel on post No. 5, did grossly neglect his duty as sentinel by allowing horses to be taken, or not preventing them from being taken from the picket line of Company I, 2d Cavalry.

This at the camp of the detachment of the 2d Cavalry, at or near Red Buttes, D. T., on or about July 22d, 1867.

Specification 2—In this: That he, the said Private *James Murray*, Company I, 2d U. S. Cavalry, being duly detailed for guard, mounted as a member of the same, and duly posted, (as specified above), did grossly neglect his duty as sentinel by not reporting the absence of sentinel No. 4, from the post adjoining his own.

This at the camp of the detachment of the 2d Cavalry, at or near Red Buttes, D. T., on or about July 22d, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *James Murray*, Company I, 2d U. S. Cavalry.

22d. Private *Thomas Higgins*, Company I, 2d U. S. Cavalry.

CHARGE—"Gross neglect of duty as sentinel."

Specification 1—In this: That he, the said Private *Thomas Higgins*, Company I, 2d U. S. Cavalry, having been regularly detailed and duly mounted as a member of the camp guard of the detachment of the 2d Cavalry, and duly posted as a sentinel on post No. 2, did grossly neglect his duty as sentinel by allowing horses to be taken, or not preventing them from being taken from the picket line of Company I, 2d Cavalry.

This at the camp of the detachment of the 2d Cavalry, at or near Red Buttes, D. T., on or about July 22d, 1867.

Specification 2—In this: That he, the said Private *Thomas Higgins*, Company I, 2d U. S. Cavalry, being duly detailed for guard, mounted as a member of the same, and duly posted, (as specified above), did grossly neglect his duty as sentinel by not reporting the absence of sentinel No 3, from the post adjoining his own.

This at the camp of the detachment of the 2d Cavalry, at or near Red Buttes, D. T., on or about July 22d, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Thomas Higgins*, Company I, 2d U. S. Cavalry.

23d. Private *Marion Butcher*, Company I, 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Marion Butcher*, Company I, 2d U. S. Cavalry, did steal and take away from his company quarters, one (1) cavalry great coat, of the value of fourteen dollars and fifty cents (\$14.50), belonging to Private *John McQuade*, Company I, 2d Cavalry.

This at Fort D. A. Russell, D. T., on or about the evening of the 11th of December, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the 1st specification 1st charge—"Guilty."

To the 2d specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification 1st charge—confirms his plea and finds him "Guilty."

Of the 2d specification 1st charge—confirms his plea and finds him "Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—"Guilty," except the words "steal and."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Marion Butcher*, Company I, 2d U. S. Cavalry, to refund to Private *John McQuade*, Company I, 2d U. S. Cavalry, fourteen dollars and fifty cents (\$14.50), the original money value of the coat; to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two (2) months; and to be confined at hard labor, in charge of the guard, for the same period.

II. Before a General Court Martial, which convened at Fort Sand-

ers, D. T., pursuant to Paragraph 4, Special Orders No. 235, series of 1867, from these Headquarters, and of which Brevet Brigadier General *John D. Sterenson*, Colonel 30th U. S. Infantry, was President, were arraigned and tried:

4th. Private *Arthur C. Carson*, Company A, 36th U. S. Infantry.

CHARGE—"Violation of the 9th Article of War."

Specification 1—In this: That he, Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, did enter the room of the Fort Sanders Club, with a sword drawn, and order Lieutenant *J. A. Haughey*, 36th U. S. Infantry, to halt, at the same time making a lunge at him with the intention of taking his life.

Specification 2—In this: That he, Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, having been seen on the parade ground after taps by Lieutenant *O. O. G. Robinson*, 2d U. S. Cavalry, and ordered to halt, did reply as follows: "Yes, God damn you, I will stop," or words to that effect, and immediately turned upon the said officer with a drawn sword, with the intention of taking his life.

Specification 3—In this: That he, Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, did attempt to take the life of 1st Lieutenant *H. H. Link*, 36th U. S. Infantry, with a drawn sword, while acting in his official duties as officer of the day.

All this at Fort Sanders, D. T., on or about the 9th day of December, 1867.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Arthur C. Carson*, Company A, 36th U. S. Infantry, to be shot to death with musketry, at such time and place as the General Commanding the Department may designate, two-thirds of the members of the Court concurring therein.

The proceedings and findings, in the cases of Privates *Theodore*

Judkins and *Albert Fehlison*, unassigned recruits 2d Cavalry; Privates *John Doring*, Company G; *Levi Phillips*, *Isaac Rogers*, *Thomas McConnell* and *William Kessler*, Company I; *James Carmichael*, Company H; *Valentine Fisher* and *William Finley*, Company F; and *Cass Christman*, unassigned recruit 30th Infantry; are approved. The sentences, in each case, are confirmed and will be carried into execution.

The proceedings and findings, in the cases of Privates *George Smith*, Company H, 2d Cavalry, and *Henry Costello*, Company G, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution. The penitentiary at Madison, Iowa, is designated as the place for their confinement, to which point the prisoners will be conducted, under proper guard, with a copy of this order.

The proceedings and findings, in the cases of Privates *William Arnold*, Company D; *James H. Hopkins*, Company A; *Matthew Finn*, Company I; and *John Thompson*, Company G, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution. The guard-house of the post where their companies may be serving is designated as the place for their confinement.

The proceedings and findings, in the case of Private *Charles Borden*, Company H, 30th Infantry, are approved. The sentence is confirmed, but, on the recommendation of a majority of the members of the Court, is mitigated to three (3) months confinement at hard labor, under charge of the guard, and a forfeiture of ten dollars (\$10) per month of his monthly pay for the same period.

The proceedings and findings, in the case of Private *Henry V. Davis*, Company H, 30th Infantry, are approved. The sentence is confirmed, but, on the recommendation of a majority of the members of the Court, in consideration of his previous good character, is mitigated to confinement at hard labor, under charge of the guard, for the period of three (3) months, with a forfeiture of ten dollars (\$10) per month of his pay proper for the same period.

The proceedings and findings, in the case of Private *George Lorch*, Company G, 30th Infantry, are approved. The charges should both have been laid under the 99th Article of War—"To the prejudice of good order and military discipline." The sentence is confirmed and will be carried into execution.

The proceedings and findings in the cases of Privates *James Murray* and *Thomas Higgins*, Company I, 2d. Cavalry, are approved. The prisoners will be released from confinement and restored to duty with their company.

The proceedings and findings, in the case of Private *Marion Butcher*, Company I, 2d Cavalry, are approved. The 2d. charge should have been "Theft, to the prejudice of good order and military discipline," and the specification more clearly drawn, showing an appropriation to his own use or benefit, which facts the evidence fully support. That part of the sentence requiring the prisoner to refund the money value of the property stolen, to the party stolen from, is irregular and disapproved. The remainder is confirmed and will be carried into execution.

IV. The proceedings in the foregoing case of Private *Arthur C. Carson*, Company A, 36th Infantry, are approved. The findings to the 1st. and 2d. specifications are disapproved, it not appearing that the officers assaulted were in the execution of their office, a necessity in charging an offence under the 9th Article of War. The finding to the 3d. specification is confirmed, though the reviewing officer is not convinced that there was any intention on the part of *Carson* to take life. His conduct appears that of men crazy drunk, and the officers assaulted, instead of going for pistols should have sent for the guard, and had the man arrested and confined. His sentence is commuted to confinement at hard labor, with ball and chain, for three (3) months, forfeiting his pay and allowances during said time.

V. The General Court Martial, convened at Fort Sanders, D. T., pursuant to Paragraph 4, Special Orders No. 235, series of 1867, from these Headquarters, and of which Brevet Brigadier General *John*

D. Stevenson, Colonel 30th U. S. Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

*B'vt. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL.

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

24. Private *John McCarthy*, Company I, 30th U. S. Infantry.
 25. Private *John Carroll*, Company H, 2d U. S. Cavalry.
 26. Private *Laton W. Peters*, Company K, 2d U. S. Cavalry.
 27. Private *Thomas Mooney*, Company K, 30th U. S. Infantry.
 28. Private *David Carver*, Company H, 2d U. S. Dragoons, (now 2d U. S. Cavalry.)
 29. Private *Frank Gallagher*, Company I, 30th U. S. Infantry.
 30. Private *Francis Agnew*, Company D, 30th U. S. Infantry.
 31. Private *James H. Williamson*, Company D, 30th U. S. Infantry.
 32. Private *James S. Smith*, Company B, 30th U. S. Infantry.
 33. Private *Charles Murdock*, Company B, 30th U. S. Infantry.
 34. Private *John Doring*, Company G, 30th U. S. Infantry.
 35. Private *Thomas Osburn*, Company B, 30th U. S. Infantry.
 36. Private *Charles R. Cummings*, Company B, 30th U. S. Infantry.
 37. Private *Patrick Lacey*, Company B, 30th U. S. Infantry.
 38. Private *John G. Lytle*, Company B, 30th U. S. Infantry.
 39. Private *Simon Wood*, Company B, 30th U. S. Infantry.
 40. Private *John McCarthy*, Company I, 30th U. S. Infantry.
 41. Private *Charles Bonnell*, Company K, 30th U. S. Infantry.
 42. Private *Patrick Sweeney*, Company K, 2d U. S. Cavalry.
 43. Private *John Galleger*, Company I, 2d U. S. Cavalry.
 44. Corporal *George Fisher*, Company I, 2d U. S. Cavalry.
 45. Sergeant *Thomas Sullivan*, Company E, 2d U. S. Cavalry.
 46. Sergeant *Samuel Smith*, Company E, 2d U. S. Cavalry.
 - Quartermaster Sergeant *H. A. McDonald*, 30th U. S. Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, March 31st, 1868.

GENERAL ORDERS, }
No. 9. }

I. Before a General Court Martial, which convened at Fort D. A.

Russell, D. T., pursuant to Paragraph 2, Special Orders No. 4, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. G. Bartlett*, Captain 30th U. S. Infantry, is President, were arraigned and tried:

24th. Private *John McCarthy*, Company I, 30th U. S. Infantry.

CHARGE—"Insurbordinate conduct, to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *John McCarthy*, Company I, 30th U. S. Infantry, was drunk and disorderly in the barrack room of Company I, 30th U. S. Infantry, and when ordered by 1st Sergeant *Frank L. Barnes*, Company I, 30th U. S. Infantry, to be quiet, did make use of the following language: "I'll shut up if I like, you can log me and be damned, you damned rebel, you are not fit to be over Union soldiers!" or words to that effect, to the prejudice of good order and military discipline.

This at Fort D. A. Russell, D. T., on or about the 22d day of January, 1868.

Specification 2—In this: That he, Private *John McCarthy*, Company I, 30th U. S. Infantry, having been confined in the post guard-house, for being drunk and disorderly, did continue said uproarious and disorderly conduct at the guard-house, abusing and calling the sergeant of the guard a "son of a bitch," and other approbrious epithets, and refusing to remain quiet, when ordered to do so by the sergeant of the guard.

Specification 3—In this: That he, Private *John McCarthy*, Company I, 30th U. S. Infantry, being drunk and disorderly at the post guard-house, Fort D. A. Russell, D. T., and when ordered by the officer of the guard, Lieutenant *M. Ed. O'Brien*, 2d Cavalry, to lay down and remain quiet, said he "did not care a damn" for the officer of the guard, and disobeyed the order by immediately rising, cursing, and abusing the officer of the guard, said 2d Lieutenant *M. Ed O'Brien*, 2d Cavalry, being then and there in the execution of his duty.

Specification 4—In this: That he, Private *John McCarthy*, Company I, 30th U. S. Infantry, being in a state of gross intoxication, at

the post guard-house, did use abusive language towards the officer of the guard, 2d Lieutenant *M. Ed. O'Brien*, 2d Cavalry, calling him "a cowardly, dirty son of a bitch; a bastard; a God damned liar;" or words to that effect, and using threatening language towards the same officer, saying: "God damn you, I will remember you, and when I get out of here I'll shoot you," the said officer of the guard being then and there in the execution of his duty.

All this at Fort D. A. Russell, D. T., on or about the 22d day of January, 1868.

To which charge and specifications the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John McCarthy*, Company I, 30th Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress, and to have his head shaved and be drummed out of the service.

25th. Private *Charles Carroll*, Company H, 2d U. S. Cavalry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Carroll*, Company H, 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period.

26th. Private *Laton W. Peters*, Company K, 2d U. S. Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this: That he, Private *Laton W. Peters*, Com-

pany K, 2d Cavalry, did take with him one carbine, one sett of belts and plates, one sling-belt and swivel, one carbine cartridge pouch, one pistol cartridge pouch, one pistol holster, one carbine screw driver, one pistol screw driver, one thong and brush wiper, and eleven carbine cartridges, property of the United States, for which 1st Lieutenant *John A. Wanless*, Company K, 2d Cavalry, was responsible.

This at Fort Laramie, D. T., on the 5th day of October, 1867.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Laton W. Peters*, Company K; 2d U. S. Cavalry, to forfeit to the United States one hundred and ten dollars and eleven cents (\$110.11), the cost of the ordnance taken, and to be confined at hard labor for one year, at such place as the Department Commander may designate.

27th. Private *Thomas Mooney*, Company K, 30th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *Thomas Mooney*, Company K, 30th U. S. Infantry, did draw a knife on Mrs. *Gaffney*, laundress of Company I, 30th Infantry, saying he would "rip her damn guts out," or words to that effect.

This at or near Fort D. A. Russell, D. T., on or about the 5th day of November, 1867.

Specification 2—In this: That he, Private *Thomas Mooney*, Company K, 30th U. S. Infantry, did, in a violent and threatening manner, demand of Mrs. *Gaffney*, a laundress of Company I, 30th U. S. Infantry, her money, to purchase whiskey with, saying: "If you do not give me your money right off I'll kill you, God damn you," or words to that effect.

This at or near Fort D. A. Russell, D. T., on or about the date above specified.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Mooney*, Company K, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged the service; and to be confined at hard labor in such penitentiary as the Department Commander may designate for the period of three (3) years.

28th. Private *David Carver*, Company H, 2d U. S. Dragoons, (now 2d U. S. Cavalry.)

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *David Carver*, Company H, 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period.

29th. Private *Frank Gallagher*, Company I, 30th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Private *Frank Gallagher*, Company I, 30th U. S. Infantry, did steal a horse and buggy, the property of *James D. Woolley*, post trader, Fort D. A. Russell, D. T., from the front of the store of *Gilbert, Adams & Company*.

This at Cheyenne, D. T., on or about the 1st day of January, 1868.

Specification 2—In this: That he, the said Private *Frank Galla-*

gher, Company I, 30th U. S. Infantry, did take from in front of *Gilbert Adams & Co's* store, a horse and buggy, the property of *J. D. Woolley*, post trader at Fort D. A. Russell, D. T., and drove some three miles, injuring the horse and breaking the buggy.

This at Cheyenne, D. T., on or about the 1st day of January, 1868.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frank Gallagher*, Company I, 30th U. S. Infantry, to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the period of one month.

30th. Private *Francis Agnew*, Company D, 30th U. S. Infantry.

CHARGE—"Assault with intent to kill."

Specification—In this: That he, the said Private *Francis Agnew*, Company D, 30th U. S. Infantry, did, on or about the 25th day of January, 1868, assault Private *Bernard Brady*, Company D, 30th U. S. Infantry, without cause or provocation, and did inflict a serious bayonet wound upon the said Private *Bernard Brady*, Company D, 30th U. S. Infantry, with the intention of taking his life.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Francis Agnew*, Company D, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged the service; and then to be confined at hard labor for the period of five (5) years, in such penitentiary as the Department Commander may designate.

31st. Private *James H. Williamson*, Company D, 30th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, *James H. Williamson*, Private Company D, 30th U. S. Infantry, to forfeit to the United States all pay and allowances for one year, except the just dues of the laundress, and to be confined at hard labor for the same period, at such place as the Department Commander may designate.

32d. Private *James S. Smith*, Company B, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James S. Smith*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one month.

33d. Private *Charles Murdock*, Company B, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Murdock*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one month.

34th. Private *John Doring*, Company G, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Doring*, Company G, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for one month.

35th. Private *Thomas Osburn*, Company B, 30th U. S. Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Thomas Osburn*, Company B, 30th U. S. Infantry, being refused permission by his company commander, Brevet Lieutenant Colonel *C. G. Bartlett*, Captain 30th Infantry, to leave the post of Fort D. A. Russell, D. T., did disregard his authority and absent himself from his company and post.

This at Fort D. A. Russell, D. T., on or about the 1st day of February, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Osburn*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for the same period.

36th. Private *Charles R. Cummings*, Company B, 30th U. S. Inf'ty.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Charles R. Cummings*, Company B, 30th U. S. Infantry, while regularly detailed for guard, did, without proper authority, absent himself from his company and post.

This at Fort D. A. Russell, D. T., on or about the 31st day of January, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles R. Cummings*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for three [3] months, and to be confined at hard labor, in charge of the guard, for the same period.

37th. Private *Patrick Lacey*, Company B, 30th U. S. Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Patrick Lacey*, Company B, 30th U. S. Infantry, was drunk and disorderly in his company quarters.

This at Fort D. A. Russell, D. T., on the 31st day of January, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick Lacey*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for three [3] months, and to be confined at hard labor, in charge of the guard, for two months.

38th. Private *John G. Lytle*, Company B, 30th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *John G. Lytle*, Company B, 30th U. S. Infantry, was drunk and disorderly in the company quarters of Company B, 30th U. S. Infantry.

This at Fort D. A. Russell, D. T., between tattoo on the night of the 28th of January, 1868, and reveille of the 29th of January, 1868.

Specification 2—In this: That he, Private *John G. Lytle*, Company B, 30th U. S. Infantry, did throw down and try to rob Private *Michael Mahon*, Company B, 30th U. S. Infantry.

This at Fort D. A. Russell, D. T., on or about the 29th day of January, 1868.

Specification 3—In this: That he, Private *John G. Lytle*, Company B, 30th U. S. Infantry, did throw down and try to rob Private *Charles E. Graham*, Company B, 30th U. S. Infantry.

This at Fort D. A. Russell, D. T., on or about the 29th day of January, 1868.

Specification 4—In this: That he, Private *John G. Lytle*, Company B, 30th U. S. Infantry, did throw down and try to rob Private *James Warren*, Company B, 30th U. S. Infantry.

This at Fort D. A. Russell, D. T., on or about the 29th day of January, 1868.

Specification 5—In this: That he, Private *John G. Lytle*, Company B, 30th U. S. Infantry, did steal from the trowsers of Private *Balser Henn*, Company B, 30th U. S. Infantry, and appropriate to his own use, the sum of five dollars (\$5).

This in the barracks of Company B, 30th U. S. Infantry, at Fort D. A. Russell, D. T., between tattoo of the 28th day of January, 1868 and reveille of the 29th day of January, 1868.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the 4th specification—"Not Guilty."

To the 5th specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John G. Lytle*, Company B, 30th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be dishonorably discharged the service; and then to be confined for one (1) year, at such penitentiary as the Department Commander may designate.

39th. Private *Simon Wood*, Company B, 30th U. S. Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Simon Wood*, Company B, 30th U. S. Infantry, having been regularly detailed as a member of a patrol guard to Cheyenne City, D. T., did become intoxicated to such a degree as to render him entirely unfit and incapable of performing his duty as a soldier.

This at Cheyenne City, D. T., on or about the 31st day of January, 1868.

Specification 2—In this: That he, Private *Simon Wood*, Company B, 30th U. S. Infantry, did, while on duty at Cheyenne, D. T., as a patrol guard, become intoxicated, and use abusive language to his superior, Sergeant *Pitt*, Company B, 30th U. S. Infantry.

This at Cheyenne City, D. T., on or about the 31st day of January, 1868.

CHARGE 2—"Disobedience of orders."

Specification 1—In this: That he, Private *Simon Wood*, Company B, 30th U. S. Infantry, being ordered by Sergeant *Pitt*, Company B, 30th U. S. Infantry, to take off his belts and give up his arms, did positively refuse to obey said order, Sergeant *Pitt* then being in the execution of his duty.

This at Cheyenne City, D. T., on or about the 31st day of January, 1868.

Specification 2—In this: That he, Private *Simon Wood*, Company B, 30th U. S. Infantry, did refuse to obey, and did resist Corporal *Bradley*, Company B, 30th U. S. Infantry, when ordered by Sergeant *Pitt*, Company B, 30th U. S. Infantry, to take said Private *Simon Wood*, to the calaboose, Corporal *Bradley* then being in the execution of his duty.

This at Cheyenne City, D. T., on or about the 31st day of January, 1868.

To which charges and specifications the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty."

To the 2d specification, 1st charge—"Not Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Not Guilty."

To the 2d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Simon Wood*, Company B, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10.) per month, of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for three (3) months.

40th. Private *John McCarthy*, Company I, 30th U. S. Infantry.

CHARGE—"Absence without leave."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John McCarthy*, Company I, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10.)

per month of his monthly pay for the period of three (3) months, and to be confined at hard labor, in charge of the guard, for one month.

41st. Private *Charles Bonnell*, Company K, 30th U. S. Infantry.

CHARGE 1—"Leaving his guard without permission."

Specification—In this: That he, Private *Charles Bonnell*, Company K, 30th U. S. Infantry, having been regularly detailed and mounted as member of the post guard, did leave his guard and absent himself from the guard-house, without permission, and go to his company quarters and become intoxicated.

All this at Fort D. A. Russell, D. T., on or about the 1st of February, 1868.

CHARGE 2—"Drunkenness on duty."

Specification—In this: That he, Private *Charles Bonnell*, Company K, 30th U. S. Infantry, having been duly detailed and mounted as a member of the post guard, did get so drunk as to be unable to perform the duties of a sentinel.

All this at Fort D. A. Russell, D. T., on or about the 1st day of February, 1868.

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Charles Bonnell*, Company K, 30th U. S. Infantry, having been regularly mounted as a member of the post guard, did violently assault and strike Sergeant *Lenhoff*, Company K, 30th U. S. Infantry, he, the said Sergeant, being then in the execution of his duty.

All this at Fort D. A. Russell, D. T., on or about the 1st of February, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Guilty," except the words "and become intoxicated."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles Bonnell*, Company K, 30th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for three months.

42d. Private *Patrick Sweeney*, Company K, 2d U. S. Cavalry.

CHARGE—"Drunkenness on duty."

Specification—In this: That he, Private and Acting Corporal *Patrick Sweeney*, Company K, 2d U. S. Cavalry, being duly mounted as corporal of the guard at Fort D. A. Russell, D. T., January 30th, 1868, did neglect his duty by becoming drunk on the morning of January 31st, 1868, before being relieved from said duty.

This at Fort D. A. Russell, D. T., on or about the 31st day of January, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private and Acting Corporal *Patrick Sweeney*, Company K, 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for six (6) months.

43d. Private *John Gallagher*, Company I, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty," but "Guilty" of "absence without leave."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Gallagher*, Company I, 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay, for six (6) months, and to be confined at hard labor, in charge of the guard for the same period.

44th. Corporal *George Fisher*, Company I, 2d U. S. Cavalry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Corporal *George Fisher*, Company I, 2d U. S. Cavalry, did not while on guard, and in charge of the sentinels on the stables of Company E, 2d U. S. Cavalry, post the sentinels in a proper manner, and did neglect to visit and inspect the public property under his charge, on the night of February 7th, 1868, in consequence of which, four (4) horses, the property of the United States, and for which Captain *E. R. Wells*, 2d U. S. Cavalry, is responsible, were stolen.

All this at Fort D. A. Russell, D. T., on or about the night of the 7th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Corporal *George Fisher*, Company I, 2d U. S. Cavalry.

45th. Sergeant *Thomas Sullivan*, Company E, 2d U. S. Cavalry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Sergeant *Thomas Sullivan*, Company E, 2d U. S. Cavalry, did not, while in charge of the guard at the cavalry stables of Company E, 2d Cavalry, post the sentinels of said company in a proper manner, and did neglect to visit the sentinels and public property under his charge, on the night of February 7th, 1868, in consequence of which, four (4) horses, the property of the

United States, and for which Captain *E. R. Wells*, 2d Cavalry, is responsible, were stolen from the stables of which he had charge.

All this at Fort D. A. Russell, D. T., on or about the night of February 7th, 1868:

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Sergeant *Thomas Sullivan*, Company E, 2d U. S. Cavalry.

46th. Sergeant *Samuel Smith*, Company E, 2d U. S. Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *Samuel Smith*, Company E, 2d U. S. Cavalry, while in charge of an escort and guard from Fort Sanders, D. T., to Fort D. A. Russell, D. T., did leave his guard without permission, and was intoxicated and did not join his escort and guard until after their arrival at Fort D. A. Russell, D. T.

All this *en route* from Fort Sanders, D. T., to Fort D. A. Russell, D. T., on or about the 24th day of December, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "and was intoxicated," but attach no criminality thereto.

Of the charge—"Not Guilty,"

and does therefore acquit him, Sergeant *Samuel Smith*, Company E, 2d U. S. Cavalry.

II. Before a General Court Martial, which convened at Camp of the 30th U. S. Infantry, near Fort Sedgwick, C. T., pursuant to Paragraph 3, Special Orders No. 89, series of 1867, from these Headquarters, and of which Brevet Lieut. Col. *R. I. Dodge*, Major 30th U. S. Infantry, is President, were arraigned and tried:

Quartermaster Sergeant *H. A. McDonald*, 30th U. S. Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That Quartermaster Sergeant *H. A. McDonald*, 30th U. S. Infantry, a soldier duly enlisted in the U. S. service, did on the 30th day of May, 1867, pass within eight (8) or ten (10) feet of Captain *E. M. Coates*, 30th U. S. Infantry, without saluting or paying any attention whatever to him.

Specification 2—In this: That Quartermaster Sergeant *H. A. McDonald*, 30th Infantry, a soldier duly enlisted in the U. S. service, has twice, once to Captain *Wells*, and once to Lieut. *Andrews*, 30th Infantry, during the past three months, behaved disrespectfully.

Specification 3—In this: That Quartermaster Sergeant *H. A. McDonald*, 30th Infantry, a soldier duly enlisted in the service of the United States, did on or about the 29th day of May, 1867, drive out of the tent occupied as an office by the regimental quartermaster, Private *John H. Davis*, Company G, 30th U. S. Infantry, a regularly detailed clerk in the quartermaster's office, and on his returning the following morning, by order of Lieut. *T. D. Murrin*, R. Q. M., to get his knapsack, &c., did put his fist in his face and did say "I will have a chance to poke out your eyes yet, I have got things working for it, you have been a spy ever since you have been here, reporting to Captain *Coates*," or words to that effect.

All this at the camp of the 30th U. S. Infantry on or about the dates specified.

To which charge and specifications the accused pleaded as follows: To the 1st specification—"In bar of trial." On the day on which the offense alleged in this specification was committed, Captain *E. M. Coates* then and there publicly reprimanded me, and caused me to come to attention and give him an officers salute, twice. I therefore deem such an open reprimand to a non-commissioned officer of the regimental staff, trial enough for such offense, and beg the Court may set aside the 1st specification.

The Court was cleared, and after maturely considering the question, did not sustain the plea of the accused.

To the 1st specification—"Not Guilty."

To the 2d specification—"In bar of trial." The offenses alleged to have been committed as set forth in the 2d specification are bad, because of vagueness and uncertainty; failing to state the nature of the disrespect, the time when, or the place where, the alleged disrespect was committed; thereby debarring him from the privilege of preparing himself for trial: (See Benet, page 57, par. 4.) He therefore begs that the Court may set aside the second specification.

The Court was cleared, and after maturely considering the question, sustained the plea of the accused, and rejected specification 2.

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

At this stage of the proceedings, the services of the troops being required elsewhere by the Department Commander, and the Court thereby left without a quorum, it adjourned *sine die*.

III. The proceedings and findings, in the cases of Privates *John McCarthy*, (case No. 24,) *Frank Gallagher* and *John McCarthy* (case No. 40,) Company I; *James S. Smith*, *Charles Murdock*, *Thomas Osburn*, *Charles R. Cummings*, *Patrick Lacey*, and *Simon Wood*, Company B; *John Doring*, Company G, and *Charles Bonnell*, Company K, 30th Infantry; Privates *Charles Carroll*, Company H; *Patrick Sweeney*, Company K; and *John Gallagher*, Company I, 2d Cavalry, are approved. The sentences, in each case are confirmed and will be carried into effect.

The proceedings and findings in the cases of Privates *Laton W. Peters*, Company K, 2d Cavalry, and *James H. Williamson*, Company D, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution. The guard-house of the post where their companies may be serving is designated as the place for their confinement.

The proceedings and findings, in the cases of Privates *Thomas*

Mooney, Company K, and *John G. Lytle*, Company B, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoners, where they will be conducted, under proper guard, with a copy of this order.

The proceedings and findings in the case of Private *David Carver*, Company H, 2d Dragoons, now 2d Cavalry, are approved. The sentence is confirmed, but on the recommendation of a majority of the members of the Court, in consideration of the prisoners long confinement, and general good conduct, is remitted. The prisoner's statement, supported by all the evidence to be obtained in the case, should be made a subject for the decision of the Adjutant General of the Army, in the matter of his right to a discharge. The prisoner will be released from confinement.

The proceedings, findings, and sentence, in the case of Private *Fancis Agnew*, Company D, 30th Infantry, are disapproved. The charge of "assault with intent to kill" is irregular, it not constituting a military offense in time of peace. The charge should have been laid under the 99th Article. The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings, in the cases of Corporal *George Fisher*, Company I, and Sergeants *Thomas Sullivan*, and *Samuel Smith*, Company E, 2d Cavalry, are approved. The prisoners will be released from arrest and restored to duty with their companies.

IV. The proceedings in the case of Quartermaster Sergeant *H. A. McDonald*, 30th Infantry, are approved. He will be released and restored to duty.

V. The General Court Martial, convened at Fort D. A. Russell, D. T., pursuant to Paragraph 2, Special Orders No. 4, current series, from these Headquarters, and of which Brevet Lieutenant Colonel

C. G. Bartlett, Captain 30th U. S. Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, April 3d, 1868.

GENERAL ORDERS, }
No. 10. }

Brevet Colonel *N. B. Sweitzer*, Major 2d U. S. Cavalry, having reported for duty, is hereby announced as Acting Assistant Inspector General on the Staff of the Brevet Major General Commanding, and will be obeyed and respected accordingly.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,
Act'g Assistant Adjutant General.

OFFICIAL.

Aide-de-Camp.

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G. C. M.

1. Recruit *John Devere*, 2d Cavalry.
 2. Private *William Hoffman*, unassigned recruit 2d Cavalry.
 3. Private *Frederick Dudley*, unassigned recruit 2d Cavalry.
 4. Private *Andrew Miller*, Company C, 4th Infantry.
 5. Private *William Lewis*, Company A, 4th Infantry.
 6. Private *George Smith*, Company D, 4th Infantry.
 7. Private *Lucien P. Hadley*, Company D, 4th Infantry.
 8. Private *Daniel Johnson*, Company C, 4th Infantry.
 9. Private *George I. Gibson*, Company D, 4th Infantry.
 10. Private *Zachary T. Hedge*, Company D, 4th Infantry.
 11. Private *James Sommers*, Company A, 4th Infantry.
Private *Patrick McDonald*, Company H, 4th Infantry.
Private *Elijah N. Sampson*, Company C, 4th Infantry.
Private *Eathamer Paramour*, Company D, 4th Infantry.
Private *William H. Plunket*, Company E, 4th Infantry.
Private *George W. Newton*, Company H, 4th Infantry.
 12. Private *Samuel Conover*, Company D, 4th Infantry.
 13. Private *James Southern*, Company D, 4th Infantry.
 14. Recruit *Charles H. Smith*, Company C, 4th Infantry.
 15. Private *John Sulliran*, unassigned recruit 4th Infantry.
 16. Private *John Conell*, unassigned recruit 4th Infantry.
 17. Private *Peter Williams*, unassigned recruit 4th Infantry.
 18. Private *Jacob Myers*, Company A, 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, April 13th, 1868.*

GENERAL ORDERS, } No. 11. }

I. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 12, current series from these Headquarters, and of which Brevet Colonel *William*

McE. Dye, Major 4th U. S. Infantry, is President, were arraigned and tried:

1st. Recruit *John Devere*, 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Recruit *John Devere*, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of this period to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and be drummed out of the service of the United States with a dishonorable discharge.

2d. Private *William Hoffman*, unassigned recruit 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Hoffman*, unassigned recruit 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of this period, to be indelibly marked on

the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

3d. Private *Frederick Dudley*, unassigned recruit 2d U. S. Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frederick Dudley*, unassigned recruit of the 2d Cavalry, U. S. A., to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of this period, to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

4th. Private *Andrew Miller*, Company C, 4th U. S. Infantry.

CHARGE—"Disobedience of orders."

Specification—In this: That he, Private *Andrew Miller*, Company C, 4th Infantry, being disorderly in the telegraph office, and having been ordered by his company commander, Brevet Captain *Thomas F. Quinn*, 4th Infantry, to leave the office and go about his business, did disobey said order, saying: "I won't go, Captain *Quinn*, I'll be damned if I do," or words to that effect.

This at Fort Laramie, D. T., on or about the 28th day of December, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Andrew Miller*, Company C, 4th Infantry, to forfeit to the United States thirteen dollars (\$13) per month of his monthly pay for four (4) months, and to be confined at hard labor, in charge of the guard, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, for the same period.

5th. Private *William Lewis*, Company A, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Lewis*, of Company A, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor, in charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of this period to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

6th. Private *George Smith*, Company D, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George Smith*, of Company D, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that

may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of eight (8) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of this time, to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and be drummed out of the service of the United States with a dishonorable discharge.

7th. Private *Lucien P. Hadley*, Company D, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Lucien P. Hadley*, of Company D, 4th Infantry, to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for six [6] months, and to be confined at hard labor in charge of the guard for the same period.

8th. Private *Daniel Johnson*, Company C, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Daniel Johnson*, of Company C, 4th Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T.; for the period of one (1) year, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the end of this period, to be indelibly marked on the left hip with

the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

9th. Private *George I. Gibson*, Company D, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George I. Gibson*, of Company D, 4th Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of this period, to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

10th. Private *Zachary T. Hedge*, Company D, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Zachary T. Hedge*, of Company D, 4th Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long;

at the expiration of this time, to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

- 11th. Private *James Sommers*, Company A, 4th U. S. Infantry.
 Private *Patrick McDonald*, Company H, 4th U. S. Infantry.
 Private *Elijah N. Sampson*, Company C, 4th U. S. Infantry.
 Private *Eathamer Paramour*, Company D, 4th U. S. Infantry.
 Private *William H. Plunket*, Company E, 4th U. S. Infantry.
 Private *George W. Newton*, Company H, 4th U. S. Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That they, Privates *James Sommers*, Company A; *Patrick McDonald*, Company H; *Elijah N. Sampson*, Company C; *Eathamer Paramour*, Company D; *William H. Plunket*, Company E; and *George W. Newton*, Company H, all of the 4th Infantry, U. S. A., duly enlisted soldiers in the service of the United States, having been duly posted as sentinels in charge of thirty-seven [37] prisoners, *en route* to Fort Laramie, D. T., did, knowingly, permit and allow seventeen [17] of said prisoners to escape.

All this upon the cars of the Union Pacific Railroad, between Julesburg, C. T., and Cheyenne, D. T., on or about the 16th day of November, 1867.

To which charge and specification the prisoners pleaded as follows: To the specification—"In bar of trial;" that it is defective in not being sufficiently explicate, to-wit: The names of seventeen [17] of the thirty-seven [37] prisoners, who are said to have escaped, have not been given, and that in consequence they are precluded from making a proper defense.

The Court after mature deliberation, sustained the plea of the prisoners, and rejected the specification.

- 12th. Private *Samuel Conover*, Company D, 4th U. S. Infantry.

CHARGE—"Theft."

Specification—In this: That he, Private *Samuel Conover*, of Company D, 4th Infantry, did steal a pocket-book containing about thirty-five dollars [\$35] in U. S. Treasury notes, the property of *Nicholas Hays*, same company and regiment, by abstracting the same from the pocket of the said *Hays*, while in his company, and did retain possession of the money until it, or part of it, was discovered upon his person and taken from him.

This at or near Chug Creek, D. T., on or about the 8th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Samuel Conover*, of Company D, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "T," one and one-half inches long; to be dishonorably discharged the service of the United States, and to be imprisoned at hard labor for the period of twelve [12] months, in such penitentiary as the Commanding General may direct.

13th. Private *James Southern*, Company D, 4th U. S. Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, *James Southern*, a Private of Company D, 4th U. S. Infantry, did steal treasury notes to the amount of thirty dollars [\$30], more or less, from Private *Samuel Conover*, same company and regiment, by abstracting the same from the pocket of said *Conover*, when the latter was asleep.

This at or near the camp of his company, on Chug Creek, D. T., on or about the 8th day of December, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "by abstracting the same from the pocket of the said *Conover*, when the latter was asleep."

Of the charge—"Guilty,"

and does therefore sentence him, Private *James Southern*, of Company D, 4th U. S. Infantry, to forfeit all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "T," one and one-half inches long; to be dishonorably discharged the service of the United States, and to be imprisoned at hard labor for the period of twelve [12] months, in such penitentiary as the Commanding General may direct

14th. Recruit *Charles H. Smith*, Company C, 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," of so much of the specification as alleges that the accused was absent from October 10th, 1867, to October 20th, 1867.

To the charge—"Not Guilty," but "Guilty" of absence without leave.

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Recruit *Charles H. Smith*, of Company C, 4th Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor, in charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of this period to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved

and to be drummed out of the service of the United States with a dishonorable discharge.

15th. Private *John Sullivan*, unassigned recruit 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, unassigned recruit *John Sullivan*, of the 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor, in charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of this time to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

16th. Private *John Conell*, unassigned recruit 4th U. S. Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *John Conell*, an unassigned recruit of the 4th regiment U. S. Infantry, on or about the 4th day of October, 1867, at or near Julesburg, C. T., without justifiable or excusable cause, did, with a knife or other sharp instrument, strike at, stab, cut and wound *Patrick Dempsey*, unassigned recruit of the 4th regiment U. S. Infantry, thereby endangering the life of said *Dempsey*.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"In bar of trial," the name of the accused being altered in the charges. The present spelling is correct.

The Court was cleared, and after due deliberation, declined to sustain the plea of the accused.

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Recruit *John Conell*, of the 4th regiment of Infantry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States and to be confined at such penitentiary or military prison as the Commanding General may direct, for the period of two (2) years.

17th. Private *Peter Williams*, unassigned recruit 4th U. S. Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, unassigned recruit *Peter Williams*, of the 4th U. S. Infantry.

18th. Private *Jacob Myers*, Company A, 2d U. S. Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Jacob Myers*, Company A, 2d Cavalry, did steal from Sergeant *Thomas Doolan*, Company H, 4th Infantry, one silver hunting case watch, his (Sergeant *Doolan's*) personal property.

This on the march from Fort Fetterman, D. T., to Fort Laramie, D. T., between Horse Shoe Creek and a ranche known as the Twenty-one Mile Ranche, on or about the 2d day of November, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Jacob Myers*, of Company A, 2d U. S. Cavalry.

II. The proceedings and findings in the cases of Privates *John Devere*, *William Hoffman* and *Frederick Dudley*, unassigned recruits 2d Cavalry; Privates *Andrew Miller*, and *Daniel Johnson*, Company C, *William Lewis*, Company A, *George Smith*, *Lucien P. Hadley* and *George I. Gibson*, Company D; Recruit *Charles H. Smith*, Company C, and Private *John Sullivan*, unassigned recruit 4th Infantry, are approved. The sentences, in each case, are confirmed and will be carried into execution.

The proceedings and findings in the case of Private *Zachary T. Hedge*, Company D, 4th Infantry, are approved. The sentence is confirmed, but, on the recommendation of all the members of the Court, is mitigated as follows: To forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress; to be marked on the left hip with the letter "D," one and one-half inches long, and to be dishonrably discharged from the service of the United States.

The proceedings in the case of Privates *James Sommers*, Company A, *Patrick McDonald*, Company H, *Elijah N. Sampson*, Company C, *Eathamer Paramour*, Company D, *William H. Plunket*, Company E, and *George W. Newton*, Company H, 4th Infantry, are approved.

The prisoners will be released from confinement and restored to duty with their companies.

The proceedings and findings in the cases of Privates *Samuel Conover* and *James Southern*, Company D, 4th Infantry, are approved. That part of the sentence requiring them to be marked with the letter "T," is remitted. The term of their imprisonment is mitigated to six [6] months. The remainder is confirmed and will be carried into execution. The penitentiary at Madison, Iowa, is designated as the place for their confinement, where the prisoners will be conducted, under proper guard, with a copy of this order.

The proceedings and findings in the case of Recruit *John Conell*, 4th Infantry, are approved. The sentence is mitigated to confinement at hard labor, under charge of the guard at the post where his company may be serving, for the period of four (4) months, wearing a ball and chain.

The proceedings and findings in the cases of Recruit *Peter Williams*, 4th Infantry, and Private *Jacob Myers*, Company A, 2d Cavalry, are approved. The prisoners will be released from confinement and restored to duty with their companies.

The record, in several cases, shows an omission to record the questions propounded, an irregularity requiring notice. Everything coming before the Court bearing upon the case, no matter in how slight a degree, should appear upon the record, for the better information of the reviewing officer.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B't. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Captain 27th Inf'ty, Act'g Judge Advocate.



G. C. M.

19. Private *William Allen*, Company A, 2d Cavalry.
 20. Private *John Douglass*, Company H, 4th Infantry.
 21. Private *George W. Gould*, Company A, 2d Cavalry.
 22. Private *Henry Swager*, Company D, 4th Infantry.
 23. Private *John A. Gimon*, Company D, 4th Infantry.
 24. Private *Thomas B. Bolden*, Company C, 4th Infantry.
 25. Private *Thomas A. Warnell*, Company A, 2d Cavalry.
 26. Private *Orange Childs*, Company C, 4th Infantry.
 27. Private *William Slattery*, Company H, 4th Infantry.
 29. Private *Frank Harris*, Company A, 2d Cavalry.
 30. Private *John Healey*, Company A, 4th Infantry.
 31. Private *Andrew Miller*, Company C, 4th Infantry.
 32. Private *James Southern*, Company D, 4th Infantry.
 37. Private *John Conley*, Company E, 4th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, April 20th, 1868.*

GENERAL ORDERS, } No. 12. }

I. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 12, current series, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th Infantry, is President, were arraigned and tried:

19th. Private *William Allen*, Company A, 2d Cavalry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *William Allen*, of Company A, 2d U. S. Cavalry, being a member of the guard mounted at Fort Laramie, D. T., and having been duly posted as a sentinel near

the cavalry stables, did leave his post, without proper authority, and did enter one of said stables.

All this at or near Fort Laramie, D. T., on or about the 9th day of February, 1868.

To which charge and specification, the accused pleaded as follows:
To the specification—"Guilty," of the facts as stated in the specification.

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Allen*, of Company A, 2d U. S. Cavalry, to forfeit to the United States ten dollars (\$10) of his monthly pay for one (1) month.

20th. Private *John Douglass*, Company H, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," of so much as alleges he was absent without leave from the 28th to the 31st day of January, 1868.

Of the charge—"Not Guilty," but "Guilty" of absence without leave, and does therefore sentence him, Private *John Douglass*, of Company H, 4th Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of three (3) months.

21st. Private *George W. Gould*, Company A, 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this: That he, Private *George W. Gould*, of Company A, 2d Cavalry, did take from his company quarters his

Spencer carbine, the property of the United States, for which Captain *Thomas B. Dewees*, 2d Cavalry, is responsible, and did sell or otherwise unlawfully dispose of said carbine.

This at or near Fort Laramie, D. T., on or about the 2d day of January, 1868.

CHARGE 3—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *George W. Gould*, of Company A, 2d Cavalry, did take from his company quarters two (2) Spencer carbines and a waist-belt, not his, the property of the United States, for which Captain *Thomas B. Dewees*, 2d Cavalry, is responsible, and did sell or otherwise unlawfully dispose of said carbines and belt.

This at or near Fort Laramie, D. T., on or about the 2d day of January, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—confirms his plea and finds him "Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—confirms his plea and finds him "Guilty."

Of the 2d charge—confirms his plea and finds him "Guilty."

Of the specification 3d charge—"Guilty," excepting the words "and a waist-belt," and substituting "one" for "two."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *George W. Gould*, of Company A, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and to be confined in such military prison or penitentiary as the Commanding General may direct, for the period of two (2) years.

22d. Private *Henry Swager*, Company D, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Swager*, of Company D, 4th U. S. Infantry, to be confined at hard labor under charge of the guard for six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

23d. Private *John A. Gimon*, Company D, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John A. Gimon*, of Company D, 4th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of six [6] months, and to be confined at hard labor under charge of the guard for the same period.

24th. Private *Thomas B. Bolden*, Company C, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas B. Bolden*, of Company C, 4th U. S. Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor under charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

25th. Private *Thomas A. Warnell*, Company A, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas A. Warnell*, of Company A, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

26th. Private *Orange Childs*, Company C, 4th Infantry.

CHARGE 1—"Desertion."

• CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Orange Childs*, Company C, 4th Infantry, did take with him one [1] Springfield breech-loading rifle, one [1] haversack and twenty [20] rounds of cartridges, the property of the United States.

This at Fort Laramie, D. T., on or about the 22d day of February, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Orange Childs*, of Company C, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to be dishonorably discharged the service of the United States, and to be confined at such military prison or penitentiary as the Commanding General may direct, for the period of eighteen [18] months.

27th. Private *William Slattery*, Company H, 4th Infantry.

• CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *William Slattery*, of Company H, 4th Infantry, having been posted as a sentinel over a government wagon and five [5] mules at Goodman's Rancho, on Chug Water, D. T., did, on or about 10 o'clock at night, leave his post and go into the rancho to wake up his relief, thus allowing time for some thieves to steal the mules he was placed to guard.

This at or near Goodman's Rancho, on Chug Water, D. T., on or about January 31st, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE:

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Slattery*, of Company H, 4th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for four [4] months, and to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the same period.

29th. Private *Frank Harris*, Company A, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frank Harris*, of Company A, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due, or that may become due him, except the just dues of the laundress; to be confined at hard labor, in charge of the guard at Fort Laramie, D. T., for the period of nine (9) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

30th. Private *John Healey*, Company A, 4th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Healey*, of Company A, 4th U. S. Infantry, supernumerary of the guard, having had four [4] prisoners committed to his charge for policing purposes, did suffer two [2] of said prisoners to escape, viz: Privates *Andrew J. Miller*, of C, and *James Southern*, of D Company, 4th Infantry.

This at or near Fort Laramie, D. T., on or about the 4th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Healey*, of Company A, 4th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay for two [2] months and to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the same period.

31st. Private *Andrew Miller*, Company C, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the word "desert."

To the charge—"Not Guilty," of desertion, but "Guilty," of "absence without leave."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Andrew Miller*, of Company C, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor under charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, after which, to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

32d. Private *James Southern*, Company D, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Southern*, of Company D, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor in charge of the guard at Fort Laramie, D. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, after which, to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

37th. Private *John Conley*, Company E, 4th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, *John Conley*, Private of Company E, 4th Infantry, being duly posted as a sentinel, did leave his post without proper authority and proceed to an adjoining post, for the purpose of conversing with Private *Orange Childs*, of Company C, 4th U. S. Infantry.

All this at or near Fort Laramie, D. T., on or about the 18th day of January, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Conley*, of Company E, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for one (1) month, and to be confined at hard labor, under charge of the guard at Fort Laramie, D. T., for the same period.

II. The proceedings and findings, in the case of Private *William Allen*, Company A, 2d Cavalry, are approved. The sentence is con-

firmed, but, on the recommendation of all the members of the Court, is remitted. The prisoner will be restored to duty.

The proceedings and findings, in the cases of Privates *John Douglass*, Company H; *Henry Swager*, *John A. Gimon* and *James Southern*, Company D; *Thomas B. Bolden*, Company C; and *John Healey*, Company A, 4th Infantry; and Privates *Thomas A. Warnell* and *Frank Harris*, Company A, 2d Cavalry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings, in the cases of Privates *George W. Gould*, Company A, 2d Cavalry; and *Orange Childs*, Company C, 4th Infantry, are approved. The sentences, in each case, are confirmed, and the penitentiary at Madison, Iowa, designated as the place for confinement of the prisoners. They will be forwarded there, under proper guard, with a copy of this order.

The proceedings and findings, in the case of Private *William Slattery*, Company H, 4th Infantry, are approved. The sentence is confirmed, but, on the recommendation of all the members of the Court, that part, requiring confinement, is remitted. The remainder will be carried into execution.

The proceedings in the case of Private *Andrew Miller*, Company C, 4th Infantry, are approved. No evidence appears to have been introduced touching the allegation of a reward being paid for his apprehension, in which particular the finding is incorrect. The sentence is confirmed and will be duly executed.

The proceedings and findings, in the case of Private *John Conley*, Company E, 4th Infantry, are approved. That part of the sentence, requiring confinement, is, in consideration of the prisoners long confinement, remitted. The remainder is confirmed and will be duly executed.

III. The General Court Martial, convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 12, current series,

from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

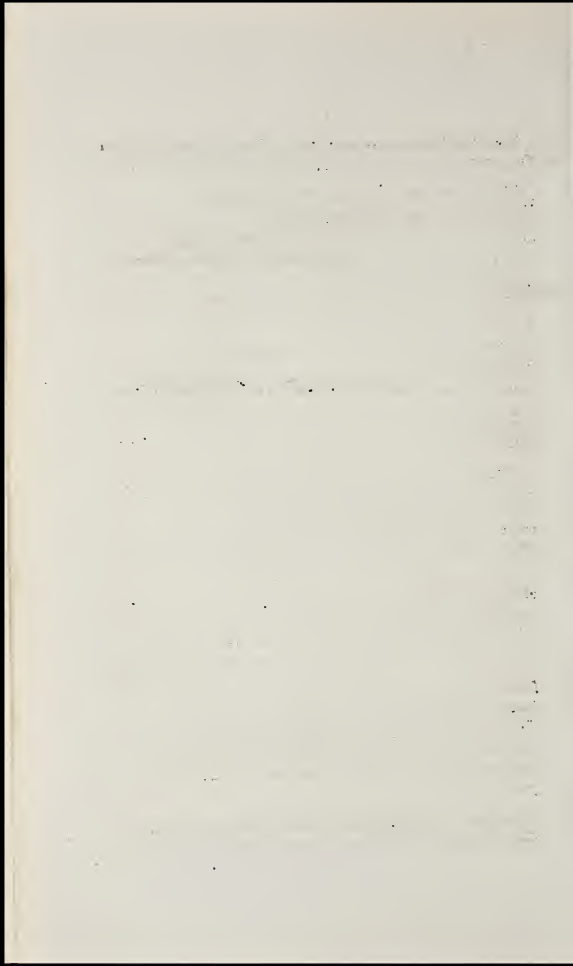
H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.



HEADQUARTERS, DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, April 22d, 1868.

GENERAL ORDERS, }
No. 13.

Fort Morgan, C. T., being no longer necessary, will be abandoned by the 1st of May, next. The company of the 4th Infantry now stationed there will then proceed to Fort Laramie, D. T., and report to the headquarters of the regiment. All stores, munitions, and material at Fort Morgan, worth transporting, will be sent to the Depot at Fort D. A. Russell. The Quartermaster's Department will furnish the necessary transportation. Such condemned stores as may be on hand will be sold at public auction.

The commanding officer of the post is charged with the execution of this order.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

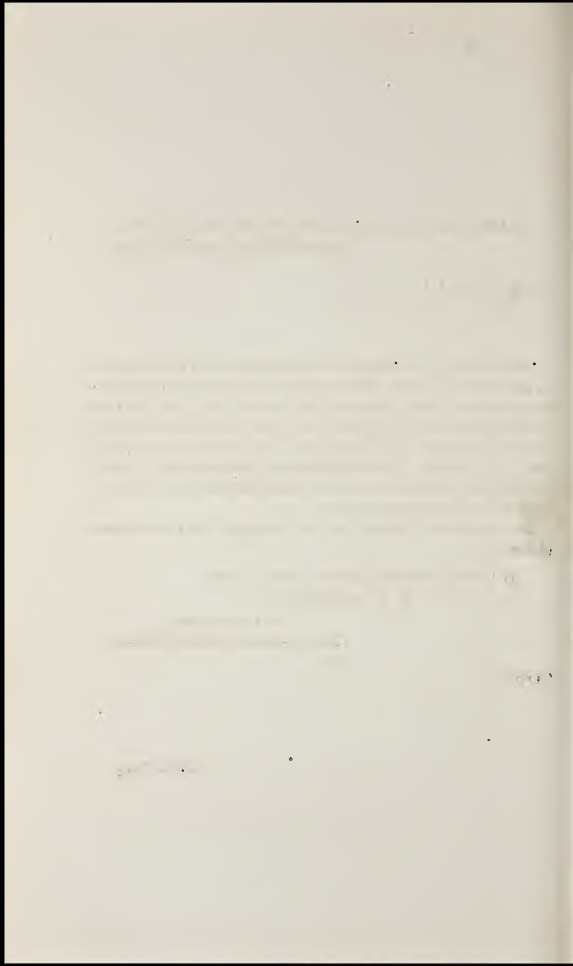
H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Aide-de-Camp.



G. C. M.

1. Private *John Daily*, Company H, 36th Infantry.
 2. Private *Thomas E. Griffith*, Company F, 36th Infantry.
 3. Private *Joseph Barkley*, Company F, 3d Battalion, 18th Infantry.
 4. Private *Oregon Hamilton*, Company H, 36th Infantry.
 5. 1st Sergeant *James F. Taber*, Company H, 36th Infantry.
 6. Private *Charles W. Wilson*, Company F, 36th Infantry.
 7. Private *John Scott*, Company F, 36th Infantry.
 8. Corporal *James E. Southard*, Company H, 36th Infantry.
 9. Private *Alonzo Harmon*, Company F, 36th Infantry.
 10. Private *Alexander Buckley*, Company H, 36th Infantry.
 11. Private *Jacob Deninger*, Company B, 36th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, April 28th, 1868.*

GENERAL ORDERS, } No. 14. }

I. Before a General Court Martial, which convened at Fort Bridger, U. T., pursuant to Paragraph 1, Special Orders No. 30, current series, from these Headquarters, and of which Brevet Colonel *Henry A. Morrow*, Lieutenant Colonel 36th Infantry, is President, were arraigned and tried:

1st. Private *John Daily*, Company H, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *John Daily*, of Company H, 36th U. S. Infantry, did appropriate to his own use the sum of one hundred and seventy-four dollars and fifty cents (\$174 50), in United States Treasury notes, the same being the money and property of *Lafayette G. Ripley*, Hospital Steward U. S. A.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Daily*, Company H, 36th U. S. Infantry, to forfeit to the United States all pay and allowances due or to become due him, and to be confined at hard labor, with ball and chain weighing fifty (50) pounds, during the remainder of his term of enlistment.

2d. Private *Thomas E. Griffith*, Company F, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, the said Private *Thomas E. Griffith*, Company F, 36th U. S. Infantry, did, at the time of his desertion, (August 16th, 1867), sell one (1) Allyn's breech-loading musket, the property of the United States, for which Brevet Lieutenant Colonel *H. R. Mizner*, Captain 36th Infantry, is responsible, and did appropriate the proceeds of said sale to his own use.

All this at or near Duck Lake Station, D. T., on the over-land stage route, on or about the 16th day of August, 1867.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas E. Griffith*, Company F, 36th U. S. Infantry, to forfeit to the United States all pay and allowances due or to become due him, and to be confined at hard labor, with a ball and chain weighing fifty (50) pounds, during the remainder of his term of enlistment.

3d. Private *Joseph Barkley*, Company F, 3d Battalion, 18th Infantry.

CHARGE—"Aiding and abetting desertion, to the prejudice of good order and military discipline."

Specification 1—In this: That said Private *Joseph Barkley*, Company F, 3d Battalion, 18th U. S. Infantry, did meet and hold conversation with one *John Campbell*, a private of said company, well knowing him, the said *John Campbell*, to be a deserter from said company, and did utterly fail and refuse to give any information thereof, thereby insuring the safety of said Private *John Campbell* in his said desertion.

This at or near Fort John Buford, in D. T., on or about the 22d day of August, 1866.

Specification 2—In this: That said Private *Joseph Barkley*, 3d Battalion, 18th U. S. Infantry, did meet and hold conversation with one *Pearl Byall*, a private of said company, well knowing him, the said *Pearl Byall*, to be a deserter from said company, and did utterly fail and refuse to give any information thereof, thereby insuring the safety of the said *Pearl Byall* in his said desertion.

This at or near Fort John Buford, D. T., on or about the 22d day of September, 1866.

Specification 3—In this: That the said Private *Joseph Barkley*, Company F, 3d Battalion, 18th U. S. Infantry, upon being questioned why he had not given information of the immediate vicinity of said Privates *John Campbell* and *Pearl Byall*, knowing them to be deserters from said Company F, 3d Battalion, 18th U. S. Infantry, did reply: "I will not report any deserter," or words to that effect.

This at or near Fort John Buford, D. T., on or about the 29th day of August, 1866.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Joseph Barkley*, Company F, 36th U. S. Infantry, late 3d Battalion 18th U. S. Infantry.

4th. Private *Oregon Hamilton*, Company H, 36th Infantry.

CHARGE—"Violation of the 46th Article of War."

Specification—In this: That he, Private *Oregon Hamilton*, Company H, 36th U. S. Infantry, a member of a post guard mounted at Fort Bridger, Utah, on or about March 12th, 1868, did, after having been duly posted as a sentinel, leave his post, without having been properly relieved.

This at or near Fort Bridger, on or about the 12th day of March, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him, "Guilty," as charged, and does therefore sentence him, Private *Oregon Hamilton*, Company H, 36th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of a guard, for the same period.

5th. 1st Sergeant *James F. Taber*, Company H, 36th Infantry.

CHARGE 1—"Drunkenness on duty."

Specification—In this: That he, the said 1st Sergeant *James F. Taber*, of Company H, 36th U. S. Infantry, was drunk at retreat roll-call of said Company H, 36th U. S. Infantry, and totally unfit to perform the duties of his office.

All this on or about the 16th day of January, 1868, at or near Fort Bridger, U. T.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said 1st Sergeant *James F. Taber*, of Company H, 36th U. S. Infantry, did, while in a state of intoxication, appear before said company and attempt to perform the duties of his office by calling the roll, thereby greatly affecting the morale and discipline of the company.

All this at or near Fort Bridger, U. T., on or about January 16th, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, 1st Sergeant *James F. Taber*, Company H, 36th U. S. Infantry.

6th. Private *Charles W. Wilson*, Company F, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Charles W. Wilson*, Company F, 36th U. S. Infantry, did steal and carry away with him one (1) Springfield rifle-musket, (breech-loading), the property of the United States, and for which 2d Lieutenant *M. L. Brandt*, 36th U. S. Infantry, was responsible.

This at or near Fort Bridger, U. T., on or about the 9th day of December, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Charles W. Wilson*, Company F, 36th U. S. Infantry, to forfeit to the United States all pay

and allowances due him or to become due him, and to be confined at hard labor during the remainder of his term of enlistment.

7th. Private *John Scott*, Company F, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Scott*, Company F, 36th U. S. Infantry, did steal and carry away one (1) revolver, the property of Private *James McGuire*, Company F, 36th U. S. Infantry.

This at or near Fort Bridger, U. T., on or about the 9th day of December, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *John Scott*, Company F, 36th U. S. Infantry, to forfeit to the United States all pay now due, or that may hereafter become due him, and to be confined at hard labor, in charge of a guard, wearing a ball and chain weighing fifty (50) pounds, for the remainder of his term of service, and to be branded with the letter "D," one and one-half inches long, on his left hip.

8th. Corporal *James E. Southard*, Company H, 36th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, the said Corporal *James E. Southard*, of Company H, 36th U. S. Infantry, did, while performing, temporarily, the duties of Quartermaster Sergeant of Company H, 36th U. S. Infantry, charge one (1) great-coat, cavalry, valued at fourteen dollars and fifty cents (\$14.50); three (3) pair of stockings, valued at one dollar and forty-four cents (\$1.44); one (1) pair of bootees, valued at two dollars and seventy cents [\$2.70]; two [2] pair of drawers, valued at three dollars and twenty cents [\$3.20]; one [1] flannel shirt, valued at two dollars and thirty-two cents [\$2.32]; and one [1] flannel sack-coat, valued at four dollars [\$4], on the clothing receipt-roll of said Company H, 36th U. S. Infantry, for the month of September, 1867, against and to one Private *John Daly*, of said Company H, 36th U. S. Infantry, after the said Private *John Daly* had deserted the service of the United States, and did appropriate the same to his own use, the said clothing being the property of the United States, for which 1st Lieutenant *John U. Gill*, 36th U. S. Infantry, Brevet Captain U. S. A., is responsible.

This at or near Fort Bridger, Utah, on or about the 11th day of September, 1867.

To which charge and specification the accused pleaded as follows:
To the specification—"Guilty," except the words "and did appropriate the same to his own use."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *James E. Southard*, Company H, 36th U. S. Infantry, to forfeit to the Government of the United States all pay and allowances due him at the date of the publication of this sentence, and to be reduced to the ranks.

9th. Private *Alonzo Harmon*, Company F, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alonzo Harmon*, Company F, 36th U. S. Infantry, to be confined at hard labor in charge of a guard, wearing a ball and chain weighing fifty (50) pounds, during the remainder of his term of enlistment, and to forfeit to the United States all pay and allowances due and to become him.

10th. Private *Alexander Buckley*, Company H. 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Alexander Buckley*, Company H, 36th Infantry, to be confined at hard labor, wearing a ball and chain weighing fifty (50) pounds, under charge of a guard, during the remainder of his term of enlistment, and to forfeit to the United States all pay and allowances due or to become due him.

11th. Private *Jacob Deninger*, Company B, 36th Infantry.

CHARGE 1—"Conduct prejudicial to good order and military discipline."

Specification—In this: That the said Private *Jacob Deninger*, Company B, 36th U. S. Infantry, a duly enlisted soldier in the service of the United States, did brutally strike and beat on the head, with the butt of his musket, (breaking the stock of the same by the force of the blow), Private *Patrick Ryan*, Company B, 36th U. S. Infantry.

This at Fort Bridger, U. T., on or about the 10th day of March, 1868.

CHARGE 2—"Violation of the 9th Article of War, in disobedience of orders."

Specification—In this: That the said Private *Jacob Deninger*,

Company B, 36th U. S. Infantry, did persist in brutally maltreating and beating Private *Patrick Ryan*, Company B, 36th U. S. Infantry, after being ordered by 1st Sergeant *George Y. Bradley*, Company B, 36th U. S. Infantry, to desist from so doing.

This at Fort Bridger, U. T., on or about the 10th day of March, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Jacob Deninger*, Company B, 36th U. S. Infantry, to be confined at hard labor, in charge of a guard, for the period of four (4) months, and to forfeit to the United States all pay and allowances for the same period.

II. The proceedings and findings in the cases of Privates *John Daily*, *Oregon Hamilton*, *Alexander Buckley* and Corporal *James E. Southard*, Company H; and Privates *Thomas E. Griffith*, *Charles W. Wilson*, *John Scott* and *Alonzo Harmon*, Company F, 36th Infantry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings in the case of Private *Joseph Barkley*, Company F, 36th Infantry, are approved. The prisoner will be released from confinement and restored to duty with his company.

The proceedings and findings in the case of 1st Sergeant *James F. Taber*, Company H, 36th Infantry, are approved. Sergeant *Taber* will be released from arrest.

The proceedings and findings, in the case of Private *Jacob Deninger*, Company B, 36th Infantry, under the 1st charge and its specification, are approved. The proceedings and findings, under the 2d

charge, are disapproved, it not being an offense for trial under the 9th Article. The term "superior officer" applies only to commissioned officers. The charge should have been laid under the 99th Article. The sentence is confirmed and will be duly executed.

III. The General Court Martial, convened at Fort Bridger, U. T., pursuant to Paragraph 1, Special Orders No. 30, current series, from these Headquarters, and of which Brevet Colonel *Henry A. Morrow*, Lieutenant Colonel 36th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

(OFFICIAL

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

1. Private *William Norris*, Company G, 36th Infantry.
 2. Private *Conrad Sherring*, Company G, 36th Infantry.
 3. Private *Henry Kling*, Company C, 36th Infantry.
 4. Private *Henry Kling*, Company C, 36th Infantry.
 5. Private *Charles C. Jones*, Company G, 36th Infantry.
 6. Private *John Shepard*, Company G, 36th Infantry.
 7. Sergeant *O. D. Richmond*, Company G, 36th Infantry.
 8. Private *Daniel C. Cross*, Company C, 36th Infantry.
 9. Private *William H. Harrison*, Company C, 36th Infantry.
 10. Private *William Thompson*, Company C, 36th Infantry.
 11. Private *William O'Keefe*, Company G, 36th Infantry.
 12. Private *David Hubbard*, Company G, 36th Infantry.
 13. Private *Francis Carson*, Company H, 18th Infantry.
 14. Private *John W. Holman*, Company G, 36th Infantry.
 15. Private *John F. Caswell*, Company I, 13th Infantry.
 16. Musician *James Sites*, Company F, 1st Cavalry.
 17. Private *Charles H. Rowe*, Company K, 13th Infantry.
 18. Private *Daniel H. Bridgewater*, Company G, 36th Infantry.
 19. Private *Thomas Wilkins*, Company G, 36th Infantry.
 20. Private *Michael Farrell*, Company G, 36th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, May 4th, 1868.*

GENERAL ORDERS, } No. 15. }

I. Before a General Court Martial, which convened at Camp Douglas, U. T., pursuant to Paragraph 2, Special Orders No. 30, current series, from these Headquarters, and of which Brevet Major *John McClintock*, Captain 36th Infantry, is President, were arraigned and tried:

- 1st. Private *William Norris*, Company G, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Quitting his guard without authority."

Specification—In this: That he, Private *William Norris*, Company G, 36th U. S. Infantry, being duly mounted as a member of the guard at Camp Douglas, U. T., did quit his guard, without leave from his superior officer, and desert the service.

CHARGE 3—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *William Norris*, Company G, 36th U. S. Infantry, being duly mounted as a member of the guard at Camp Douglas, U. T., and sent by the sergeant of the guard to the rear, with a prisoner, did allow said prisoner to escape.

All this at Camp Douglas, U. T., on or about the evening of November 20th, 1866.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Norris*, Company G, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for one (1) year, wearing a ball weighing twenty-four (24) pounds, attached to the left leg by a chain six (6) feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head shaved, and to be drummed out of the post.

2d. Private *Conrad Sherring*, Company G, 36th Infantry,

CHARGE—"Desertion."

To which charge, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Conrad Sherring*, G Company, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for two (2) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due or to become due, except the just dues of the laundress; to have his head shaved and to be drummed out of the post.

3d. Private *Henry Kling*, Company C, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That Private *Henry Kling*, late Corporal Company C, 36th U. S. Infantry, did sell, lose through neglect, or otherwise dispose of three (3) pairs trousers, one (1) pair drawers, one (1) pair booties, five (5) pairs stockings, and three (3) shirts, the same being clothing issued him by the United States Government.

This at or near Camp Douglas, U. T., on or about the 9th day of April, 1867.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Kling*, Company C, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, under charge of the guard, for the period of sixty (60) days, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due

or that may become due, except the just dues of the laundress; to have his head shaved and to be drummed out of the post.

4th. Private *Henry Kling*, Company C, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Kling*, C Company, 36th U. S. Infantry, to be dishonorably discharged from the service of the United States, and to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at such post as the Department Commander may designate, for the period of sixty [60] days, wearing a ball weighing twenty-four [24] pounds, attached by a chain six [6] feet long to the left leg; at the expiration of said confinement to have his head shaved and be drummed out of the post.

5th. Private *Charles C. Jones*, Company G, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles C. Jones*, G Company, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for two [2] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now

due or that may become due, except the just dues of the laundress, to have his head shaved and to be drummed out of the post.

6th. Private *John Shepard*, Company G, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 38th Article of War."

Specification—In this: That he, Private *John Shepard*, Company G, 36th U. S. Infantry, did, when he deserted, take with him and sell, lose or otherwise dispose of one [1] Springfield rifle musket and one [1] set of Infantry accoutrements, the property of the United States, and for which Captain *John McClintock*, 36th U. S. Infantry, was responsible.

This at Camp Douglas, U. T., on or about the 23d day of July, 1866.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Shepard*, Company G, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for two [2] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to have his head shaved and to be drummed out of the post.

7th. Sergeant *O. D. Richmond*, Company G, 36th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Sergeant *O. D. Richmond*, Company G, 36th U. S. Infantry, did give to one Private *William Rogers*, G Company, 3d Battalion, 18th U. S. Infantry, now G Company, 36th U. S. Infantry, one [1] overcoat, two [2] pairs pants, one [1]

blouse and two [2] shirts, part of the uniform issued by the United States Government, and did direct him, said Private *William Rogers*, to sell the same and bring the proceeds to him.

This while said Sergeant *O. D. Richmond*, G Company, 18th U. S. Infantry, now 36th U. S. Infantry, was acting as 1st Sergeant of said company, at Camp Douglas, U. T., on or about the 20th day of October, 1866.

Specification 2—In this: That he, Sergeant *O. D. Richmond*, G Company, 36th U. S. Infantry, did give to one Private *Henry O. Hixon*, G Company, 36th U. S. Infantry, four [4] pair of Government shoes, being part of the uniform issued by the United States, and did direct him to take the same outside the garrison at Camp Douglas, U. T., where said Sergeant *O. D. Richmond*, G Company, 36th U. S. Infantry, did join said *Henry O. Hixon*, G Company, 36th U. S. Infantry, and, taking said shoes from him, did proceed to the city, for the purpose [to all intent and purpose] of disposing of them by sale or otherwise illegally.

This at or near Camp Douglas, U. T., on or about September 1st, 1867.

Specification 3—In this: That Sergeant *O. D. Richmond*, G Company, 36th U. S. Infantry, did dispose of a large quantity of Government ammunition, by separating the ball from the powder and melting said balls into leaden bars, and selling or otherwise illegally disposing of the same. The number of cartridges thus taken unknown, the amount of lead derived from said cartridges being ten [10] pounds, more or less, and did give said lead to Private *Rogers*, G Company, 36th U. S. Infantry, to carry to the City of Great Salt Lake, U. T., said Sergeant *O. D. Richmond*, relieving him of the same after arrival in said Great Salt Lake City.

All this at or near Camp Douglas, U. T., on or about the 7th day of September, 1867.

Specification 4—In this: That he, Sergeant *O. D. Richmond*, G Company, 36th U. S. Infantry, did buy from Sergeant *William O'Keefe*, G Company, 36th U. S. Infantry, one [1] pair Government

shoes, being part of the uniform issued by the United States, giving him for the same one [1] citizen shirt.

This at Camp Douglas, U. T., on or about the 31st day of October, 1867.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Not Guilty."

To the 3d specification—"Not Guilty."

To the 4th specification—"Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 2d specification—"Not Guilty."

Of the 3d specification—"Guilty," except the words, "a large quantity," substituting therefore the words "a quantity;" and excepting the words "and did give said lead to Private *Rogers*, G Company, 36th U. S. Infantry, to carry to the City of Great Salt Lake, U. T., said Sergeant *O. D. Richmond* relieving him of the same after arrival in said Great Salt Lake City," of the excepted portions "Not Guilty."

Of the 4th specification—Confirms his plea and finds him "Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Sergeant *O. D. Richmond*, G Company, 36th U. S. Infantry, to be reduced to the ranks as a private soldier, and to forfeit to the United States twelve dollars (\$12) of his monthly pay, each month, during the period of four (4) months.

8th. Private *Daniel C. Cross*, Company C, 36th Infantry,

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Daniel C. Cross*, Compa-

ny C, 36th U. S. Infantry, did steal from the camp of a mounted detachment of the 36th U. S. Infantry, one [1] horse and equipments, one [1] Joslyn carbine and accoutrements and one [1] Remington army revolver and accoutrements, all the property of the United States, and for which 1st Lieutenant *W. W. Bell*, 18th U. S. Infantry, is responsible.

All this at Thomas' Fork, Bear Valley, I. T., on or about the night of the 14th of June, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty," except the words, "one [1] Joslyn carbine and accoutrements and one [1] Remington army revolver and accoutrements."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *Daniel C. Cross*, Private Company C, 36th U. S. Infantry, to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be branded on the right hip with the letter "D," one and one-half inches long, and to be confined at hard labor, in such penitentiary as the Commanding General may direct, for the period of four [4] years.

9th. Private *William H. Harrison*, Company C, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *William H. Harrison*, Company C, 36th U. S. Infantry, did steal from the camp of a mounted detachment of the 36th U. S. Infantry, one (1) horse and equipments complete, one (1) Joslyn carbine and accoutrements com-

plete, and one (1) Remington army revolver and accoutrements complete, all the property of the United States, and for which 1st Lieutenant *W. W. Bell*, 18th U. S. Infantry, is responsible.

All this at Thomas' Fork, Bear Valley, I. T., on or about the night of the 14th of June, 1867.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty." except the words "one (1) horse and equipments complete."

Of the 2d charge—"Guilty,"

and does therefore sentence him, *William H. Harrison*, Private Company C, 36th U. S. Infantry, to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be branded on the right hip with the letter "D," one and one-half inches in length, and to be confined in such penitentiary as the Department Commander may designate for the period of five (5) years.

10th. Private *William Thompson*, Company C, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *William Thompson*, Company C, 36th U. S. Infantry, did steal from the camp of a mounted detachment of the 36th U. S. Infantry, and doing duty as escort

to U. P. R. R. Engineers, one (1) horse and equipments complete, one (1) Joslyn carbine and accoutrements complete and one (1) Remington army revolver and accoutrements complete, all the property of the United States and for which 1st Lieutenant *W. W. Bell*, 18th U. S. Infantry, is responsible.

All this at Thomas' Fork, Bear Valley, I. T., on or about the night of the 14th of June, 1867.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Thompson*, C Company, 36th U. S. Infantry, to be dishonorably discharged from the service of the United States, forfeiting to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be branded on the right hip with the letter "D," one and one-half inches in length, and to be confined at hard labor, in such penitentiary as the Commanding General of the Department may designate, for the period of four (4) years.

11th. Private *William O'Keefe*, Company G, 36th Infantry.

CHARGE—"Drunkenness on duty, in violation of the 45th Article of War."

Specification—In this: That Private *William O'Keefe*, Company G, 36th U. S. Infantry, being a member of the garrison guard, duly detailed and mounted, did become so much under the influence of liquor as to be unable to perform properly his duty as a soldier.

This at Camp Douglas, U. T., on or about the 21st day of March, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, *William O'Keefe*, Private Company G, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of ten (10) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States six dollars (\$6) per month of his monthly pay for ten months.

12th. Private *David Hubbard*, Company G, 36th Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, *David Hubbard*, an enlisted soldier in the service of the United States, Private of Company G, 36th U. S. Infantry, regularly posted as a sentinel, was found sleeping upon his post.

This at Camp Douglas, U. T., between the hours of one and two o'clock, A. M., December 10th, 1867.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *David Hubbard*, Company G, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, for the period of eight months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for eight [8] months.

13th. Private *Francis Carson* Company H, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, *Francis Carson*, Private Company H, 18th U. S. Infant-

ry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, under charge of the guard, for the period of sixty [60] days, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to have his head shaved and to be drummed out of the post.

14th. Private *John W. Holman*, Company G, 36th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Violation of the 46th Article of War."

Specification—In this: That he, Private *John W. Holman*, Company G, 36th U. S. Infantry, having been duly posted as a sentinel over two [2] prisoners, did desert said post without having been properly relieved, and did allow said prisoners to escape.

This at Camp Douglas, U. T., on or about the 27th day of February, 1868.

CHARGE 3—"Violation of the 38th Article of War."

Specification—In this: That he, Private *John W. Holman*, Company G, 36th U. S. Infantry, did, when he deserted on the 27th day of February, 1868, take with him and sell, lose, or otherwise dispose of one [1] breech-loading Springfield musket, one [1] complete set of infantry accoutrements, and twenty [20] rounds of centre primed metallic cartridges, the property of the United States, and for which Captain *John McClintock*, 36th U. S. Infantry, Brevet Major U. S. Army, is responsible.

This at Camp Douglas, U. T., on or about the 27th day of February, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, *John W. Holman*, Private Company G, 36th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to have his head shaved, and to be drummed out of the post.

15th. Private *John F. Caswell*, Company I, 13th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, *John F. Caswell*, Private Company I, 13th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for the period of sixty (60) days, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet in length; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to have his head shaved, and to be drummed out of the post.

16th. Musician *James Sites*, Company F, 1st Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, *James Sites*, Musician Company F, 1st U. S. Cavalry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, under charge of the guard, for a period of sixty (60) days, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay now due or that may become due, except the just dues of the laundress; to have his head shaved, and to be drummed out of the post; also forfeiting to the United States all allowances now due or that may become due.

17th. Private *Charles H. Rowe*, Company K, 13th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, *Charles H. Rowe*, Private Company K, 13th U. S. Infantry, to be branded on the right hip with the letter "D," one and one-half inches long; to be confined at hard labor, in charge of the guard, for thirty (30) days, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of that time to be dishonorably discharged the service of the United States, forfeiting to the United States all pay and allowances now due and that may become due, except the just dues of the laundress.

18th. Private *Daniel H. Bridgewater*, Company G, 36th Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, *Daniel H. Bridgewater*, an enlisted soldier in the service of the United States, Private of Company G, 36th Infantry, United States Army, regularly posted as a sentinel, was found sleeping upon his post.

This at Camp Douglas, U. T., between the hours of five and six o'clock, A. M., December 10th, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," excepting the words, "sleeping on post," and does substitute therefore "standing on his post and not challenging the relief."

Of the charge—"Not Guilty," but "Guilty of neglect of duty as a sentinel, to the prejudice of good order and military discipline,"

and does therefore sentence him, *Daniel H. Bridgewater*, Private G Company, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, for the period of thirty [30] days, and to forfeit to the United States ten dollars [\$10] of his monthly pay for one [1] month.

19th. Private *Thomas Wilkins*, Company G, 36th Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, *Thomas Wilkins*, an enlisted soldier in the service of the United States, Private of Company G, 36th Infantry, United States Army, having been regularly mounted as a member of the camp guard, on the morning of the 30th day of March, 1868, and posted as a sentinel on post No. 4 of the guard, (in front of the Government stables), between the hours of three and four o'clock, A. M., 31st day of March, 1868, was found about the hour of five o'clock, A. M., on the latter day and date mentioned, sleeping upon his post, off and within a few paces of his beat, in a carriage.

This at Camp Douglas, U. T.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *Thomas Wilkins*, Company G, 36th U. S. Infantry, to be confined at hard labor, under charge of the guard, for the period of eight (8) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

20th. Private *Michael Farrel*, Company G, 36th Infantry.

CHARGE 1—"Violation of the 9th Article of War."

Specification—In this: That he, Private *Michael Farrell*, Company G, 36th U. S. Infantry, having been detailed as cooks police and ordered by Quartermaster Sergeant *Herman Mendel*, Company G, 36th U. S. Infantry, to go to work in the kitchen, did refuse to obey said order, and when ordered by said Quartermaster Sergeant *Herman Mendel*, Company G, 36th U. S. Infantry, to carry a stick of wood, did also refuse to obey said order, and did raise an axe to strike said sergeant, using the following language: "No God damned son of a bitch of a non-commissioned officer in Company G, can tie me up or make me carry a stick of wood," or words to that effect.

This at Camp Douglas, U. T., on the 23d day of February, 1868.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Private *Michael Farrel*, Company G, 36th U. S. Infantry, did use the following threatening and disrespectful language towards his superior officer, 1st Sergeant *John Shea*, Company G, 36th U. S. Infantry, viz: "You God damned son of a bitch I will put a pill through your head," or words to that effect.

This at Camp Douglas, U. T., on the 23d day of February, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," but attach no criminality

to the last portion, as follows: "and when ordered by said Quartermaster Sergeant *Herman Meudel*, Company G, 36th U. S. Infantry, to carry a stick of wood, did also refuse to obey said order, and did raise an axe to strike said sergeant, using the following language: "No God damned son of a bitch of a non-commissioned officer in Company G, can tie me up, or make me carry a stick of wood," or words to that effect."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, *Michael Farrel*, Private Company G, 36th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

II. The proceedings and findings in the cases of Sergeant *O. D. Richmond*, Privates *William Norris*, *Conrad Sherring*, *Charles C. Jones*, *John Shepard*, *John W. Holman*, *Daniel H. Bridgewater* and *Thomas Wilkins*, Company G, and *Henry Kling*, Company C, (case No. 3), 36th Infantry; Private *Francis Carson*, Company H, 18th Infantry; Privates *John F. Caswell*, Company I; and *Charles H. Rowe*, Company K, 13th Infantry; and Musician *James Sites*, Company F, 1st Cavalry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings, in the case of Private *Henry Kling*, Company C, 36th Infantry, (case No. 4), are approved. The sentence is confirmed and will be duly executed. The post guard-house at Camp Douglas, U. T., is designated as the place for his confinement.

The proceedings and findings, in the cases of Privates *Daniel C. Cross*, *William H. Harrison*, and *William Thompson*, Company C, 36th Infantry, are approved. The sentences, in each case, are confirmed, but the period of confinement mitigated to two [2] years. The penitentiary at Madison, Iowa, is designated as the place of confine-

ment, to which point the prisoners will be conducted, under proper guard, with a copy of this order.

The proceedings and findings in the case of Private *William O'Keefe*, Company G, 36th Infantry, are approved. The period of confinement is mitigated to four [4] months; that part of the sentence requiring him to wear a ball and chain is remitted; the remainder is confirmed and will be duly executed.

The proceedings and findings in the case of Private *David Hubbard*, Company G, 36th Infantry, are approved. The sentence is confirmed, but, on the recommendation of all the members of the Court, is mitigated to a forfeiture of ten dollars [\$10] of his monthly pay, per month, for the period of six [6] months.

The proceedings and findings in the case of Private *Michael Farrel*, Company G, 36th Infantry, are, under the 1st charge and its specification, disapproved. The offense should have been charged under the 99th Article of War. The 2d charge and its specification are approved. The sentence is mitigated to confinement at hard labor, with ball and chain, for the period of four [4] months and a forfeiture of ten dollars [\$10] per month of his monthly pay for the same period.

III. The General Court Martial, convened at Camp Douglas, U. T., pursuant to Paragraph 2, Special Orders No. 30, current series, from these Headquarters, and of which Brevet Major *John McClintock*, Captain 36th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 23d, 1868.

GENERAL ORDERS, }
No. 16. }

I. That portion of the Department of the Platte, between the Black Hills and western boundary of Utah, embracing the Union Pacific Railroad, telegraph, and mail lines, and including all troops operating therein, is hereby constituted a District, to be known as the "*Rocky Mountain District*," and Brevet Major General *John Gibbon*, Colonel 36th Infantry, is assigned to the command thereof, with Headquarters, for the present, at Fort Sanders.

II. With the sanction of the Lieutenant General Commanding the Military Division, and subject to the approval of the War Department, the new military post to be established at or near the railroad crossing of North Platte, D. T., is named Fort "*Fred. Steele*," after the late Brevet Major General *Fred. Steele*, Colonel 20th Infantry.

III. In this Department, hereafter, all sentences of military courts will be considered as taking effect from and after the date of the order promulgating the same, and the actual execution of every sentence will be promptly certified to the authority ordering the trial, by the officer under whose order or direction it shall have been executed.

IV. Commanding officers of posts will send to these Headquarters, on the first day of each month, a nominal list of all persons under their command who have been tried by a military court during the preceding month, with the charges and sentences in each case.

V. Hereafter, Quartermasters will not receive, issue, or exchange horses with cavalry or battery commanders, except upon orders from Department Headquarters.

VI. Paragraph 1291, Army Regulations, prescribes that all soldiers in hospital, sick, or on duty detached from their companies, (meaning that their companies are not serving at that post), will be mustered for payment on hospital rolls. When this is the case, said

men will be mustered on their company rolls, as absent on *detached service*. When their companies are serving at the same post, they will be mustered for *regular* payment with their companies, and for extra pay on hospital rolls.

VII. Commanding officers of posts and detachments, will not incur any expenses for services or material for their commands, except when authorized from Department Headquarters, which authorization will be noted on the vouchers issued in the case. No other vouchers will be issued, or if issued, will be paid.

VIII. In all cases in this Department, where enlisted men are sentenced to undergo confinement at specified posts, the sentences are hereby so amended, that they can be served out at any post occupied by their companies or regiment.

BY ORDER OF BREVET MAJOR GENERAL AUGER:

H. G. LITCHFIELD,

B't. Lieut. Colonel,

Act'g. Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Private *Lacy Dias*, Company K, 18th Infantry.
 2. Private *Joseph McGlinchy*, Company K, 18th Infantry.
 3. Private *Ephraim Porter*, Company K, 18th Infantry.
 4. Private *James Henderson*, Company K, 18th Infantry.
 5. Private *Richard Barwis*, Company I, 18th Infantry.
 6. Private *Dennis O'Shea*, Company D, 18th Infantry.
 7. Private *Jacob Nushbaum*, Company D, 18th Infantry.
 8. Private *Richard Manke*, Company D, 18th Infantry.
 1. 1st Sergeant *John McManus*, Light Battery C, 3d Artillery.
 2. Sergeant *George Cook*, Light Battery C, 3d Artillery.
 3. Private *Patrick Flanagan*, Company B, 2d Cavalry.
 4. Private *Henry Kirland*, Company C, 30th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, May 30th, 1868.

GENERAL ORDERS. }
No. 17. }

1. Before a General Court Martial which convened at Fort Fetterman, D. T., pursuant to Paragraph 3, Special Orders No. 54, current series, from these Headquarters, and of which Captain *Tenodor Ten Eyck*, 18th Infantry, is President, were arraigned and tried:

1st. Private *Lacy Dias*, Company K, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Lacy Dias*, Company K, 18th U. S. Infantry, did steal from Government saw-mill, near Fort Fetterman, D. T., on the night of the 7th February, 1868, one (1) mule, one (1) saddle and one (1) bridle, the property

of the United States, and for which 1st Lieutenant *Thomas L. Brent*, R. Q. M., 18th U. S. Infantry, was responsible. The above-named property, viz: One (1) mule, one (1) saddle and (1) bridle, being found in his possession when apprehended as a deserter at La Bonte creek, D. T., on the night of the 8th February, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Guilty," with the exception of the words "saddle and bridle."

To the 2d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Lacy Dias*, K Company, 18th Regiment U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the left hip with the letter "D." in India ink, one and one-half inches long; to have his head shaved; to be dishonorably discharged the service of the United States and drummed out of camp; then to be confined in such penitentiary, for the period of two (2) years, as the Commanding General of the Department may designate.

2d. Private *Joseph McGlinchy*, Company K, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Joseph McGlinchy*, Company K, 18th U. S. Infantry, did steal from Government saw mill, near Fort Fetterman, D. T., on the night of the 7th February, 1868, one (1) mule, one (1) saddle, and one (1) bridle, the property of the United States, and for which 1st Lieutenant *Thomas L. Brent*, R. Q. M., 18th U. S. Infantry, was responsible. The above-named property, viz: one (1) mule, one (1) saddle, and one (1) bri-

dle, being found in his possession when apprehended as a deserter at La Bonte creek, D. T., on the night of the 8th February, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Joseph McGlinchy*, K Company, 18th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the left hip with the letter "D," in India ink, one and one-half inches long; to have his head shaved: to be dishonorably discharged the service of the United States and drummed out of camp; then to be confined in such penitentiary, for the period of two (2) years, as the Commanding General of the Department may designate.

3d. Private *Ephraim Porter*, Company K, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Ephraim Porter*, Company K, 18th U. S. Infantry, did steal from Government saw mill, near Fort Fetterman, D. T., on the night of the 7th February, 1868, one (1) mule, one [1] saddle, and one [1] bridle, the property of the United States, and for which 1st Lieutenant *Thomas L. Brent*, R. Q. M. 18th U. S. Infantry, was responsible. The above-named property, viz: One [1] mule, one [1] saddle, and one [1] bridle being found in his possession when apprehended as a deserter at La Bonte creek, D. T., on the night of the 8th February, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Ephraim Porter*, K Company, 18th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the left hip with the letter "D," in India ink, one and one-half inches long; to have his head shaved; to be dishonorably discharged the service of the United States and drummed out of camp; then to be confined in such penitentiary, for the period of two [2] years, as the Commanding General of the Department may designate.

1th Private *James Henderson*, Company K, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James Henderson*, K Company, 18th Regiment U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the left hip with the letter "D," one and one-half inches long, in India ink; to be dishonorably discharged the service and be drummed out of camp.

5th. Private *Richard Barwis*, Company I, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Richard Barwis*, I Company, 18th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress: to be branded on the left hip with the letter "D," in India ink, one and one-half inches long; to have his head shaved; to be dishonorably discharged the service of the United States and drummed out of camp.

6th. Private *Dennis O'Shea*, Company D, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Dennis O'Shea*, Company D, 18th U. S. Infantry, did steal and carry away the following articles of ordnance, the property of the United States, viz: One [1] breech-loading rifled musket, of the value of fifty dollars [\$50]; forty [40] centre primed metallic cartridges, value ten dollars [\$10]; one [1] set of infantry equipments, value three dollars and seventy-nine cents [\$3.79]; also several articles of camp and garrison equipage, the property of the United States, value nine dollars and twenty-eight cents [\$9.28]; total value, seventy-three dollars and seven cents [\$73.07.]

This at Fort Laramie, D. T., on the 8th day of January, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Guilty," with the exception of the words "also several articles of camp and garrison equipage, the property of the United States, value nine dollars and twenty-eight cents [\$9.28]," of these words "Not Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Dennis O'Shea*, D Company, 18th Regiment U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the landress; to be branded on the left hip with the letter "D," in India ink, one and one-half inches long; to have his head shaved: to be dishonorably discharged the service of the United States and drummed out of camp; then to be confined in such penitentiary, for the period of six [6] months, as the Commanding General of the Department may designate.

7th. Private *Jacob Nusbaum*, Company D, 18th Infantry.

CHARGE 1—"Aiding and abetting desertion."

Specification—In this: That he, Private *Jacob Nusbaum*, Company D, 18th U. S. Infantry, while a member of a guard, properly detailed and mounted at Fort Fetterman, D. T., on the 8th day of March, 1868, and having been duly posted as a sentinel, in front of the guard-house, and instructed to keep a careful watch over a number of prisoners, confined therein, and to allow none of them to escape, did knowingly permit four (4) of said prisoners to escape from said confinement, with the knowledge that the intention of said prisoners was to desert the service of the United States.

This at Fort Fetterman, D. T., between the hours of twelve M. on the 8th day of March, 1868, and one A. M. on the 9th day of March, 1868.

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Jacob Nusbaum*, Company D, 18th U. S. Infantry, while a member of a guard, properly

detailed and mounted at Fort Fetterman, D. T., on the 8th day of March, 1868, and having been duly posted as a sentinel, in front of the guard-house, and instructed to keep a careful watch over a number of prisoners confined therein, and to allow none of them to escape, did, through carelessness and negligence permit four (4) of said prisoners to escape from said confinement.

This at Fort Fetterman, D. T., between the hours of twelve M. on the 8th day of March, 1868, and one A. M. on the 9th day of March, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

and does therefore sentence him, Private *Jacob Nusbaum*, D Company, 18th Regiment U. S. Infantry, to be confined at hard labor, in charge of the guard at the post where his company may be serving, for the period of six (6) months and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

8th. Private *Richard Manke*, Company D. 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Not Guilty."

To the charge—"Not Guilty," but "Guilty" of "absence without leave."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *Richard Manke*, D Company, 18th Regiment U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded with the letter "D," on the left hip, in India ink, one and one-half inches long; to be dishonorably discharged the service of the United States and drummed out of camp.

II. Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 60, current series, from these Headquarters, and of which Brevet Colonel *D. R. Ransom*, Captain 3d Artillery, is President, were arraigned and tried:

1st. 1st Sergeant *John McManus*, Light Battery C, 3d Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That the said 1st Sergeant *John McManus*, Light Battery C, 3d Artillery, did hide away and conceal a quantity of surplus corn, the savings in the Battery, and did, when interrogated by his Commanding Officer, Brevet Brigadier General *I. N. Palmer*, Lieutenant Colonel 2d Cavalry, concerning the said corn, positively deny any knowledge of the whereabouts of the corn, and did state that he knew nothing of any savings of corn in the Battery, when he, the said 1st Sergeant *John McManus*, had himself given the orders to take the corn from the forage room of the battery.

All this at Fort McPherson, Neb., on or about the 1st day of March, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, 1st Sergeant *John McManus*, Light Battery C, 3d U. S. Artillery, to be reduced to the rank of a private soldier.

2d. Sergeant *George Cook*, Light Battery C, 3d Artillery.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Sergeant *George Cook*, Light Battery C, 3d U. S. Artillery, did send by *Gottlieb Hesselman*, Private Light Battery C, 3d U. S. Artillery, one wagon load, of about twenty-six (26) sacks of corn from the stables of his Battery to the ranche of one *Trabing*, citizen, near Fort McPherson, Neb., and did there, and without proper authority, dispose of the same.

All this at Fort McPherson, Neb., on or about the last day of November, 1867.

Specification 2—In this: That he, Sergeant *George Cook*, Light Battery C, 3d U. S. Artillery, did send by *John McCauly*, Private in same Battery, one wagon load of about fifteen (15) sacks of Government corn, issued as forage for the horses of his Battery, to the ranche of one *Trabing*, citizen, near Fort McPherson, and there, without proper authority, did dispose of the same.

All this at Fort McPherson, Neb., on or about the latter part of December, 1867.

Specification 3—In this: That he, Sergeant *George Cook*, Light Battery C, 3d U. S. Artillery, did deliver, without authority, ten (10) sacks of corn, the property of the United States, to a citizen by the name of *Daily*, who drove into the stables of the Battery, in the presence of Sergeant *Cook*, loaded the corn by his order or permission, and drove away with it.

All this at Fort McPherson, Neb., on or about the 19th day of February, 1868.

Specification 4—In this: That he, Sergeant *George Cook*, Light Battery C, 3d U. S. Artillery, did, without authority, order *Matthew Sullivan*, Private Light Battery C, 3d U. S. Artillery, to reduce the feed of the horses of the Battery one-half. This with a view of unlawfully accumulating corn to be disposed of for his own private benefit.

All this at Fort McPherson, Neb., on or about the 1st day of February, 1868.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Sergeant *George Cook*, Light Battery C, 3d U. S. Artillery.

3d. Private *Patrick Flanagan*, Company B, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Patrick Flanagan*, Company B, 2d U. S. Cavalry, to be confined at hard labor, in charge of the guard, for eight [8] months, and to forfeit twelve dollars [\$12] per month of his monthly pay for the same period.

4th. Private *Henry Kirland*, Company C, 30th Infantry.

CHARGE—"Drunkenness on duty."

Specification—In this: That he, Private *Henry Kirland*, Company C, 30th U. S. Infantry, being a member of the guard, mounted at Camp Sargent, North Platte, Neb., on the 28th day of March, 1868, did become so much intoxicated as to render him totally unable to perform the duties of sentinel.

This at Camp Sargent, North Platte, Neb., on or about the 29th day March, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Henry Kirland*, Company C, 30th U. S. Infantry, to be confined at had labor, in charge of the guard, for three (3) months, and

to forfeit to the United States twelve dollars (\$12) of his monthly pay, per month, for the same period.

III. The proceedings and findings, in the cases of Privates *Lacy Dias* and *Ephraim Porter*, Company K, and *Dennis O'Shea*, Company D, 18th Infantry, are approved. The sentences, in each case, are confirmed and will be duly executed. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoners, to which point they will be conducted, under proper guard, with a copy of this order.

The proceedings and findings, in the case of Private *Joseph McGlinchy*, Company K, 18th Infantry, are approved. The sentence is confirmed, but on the recommendation of a majority of the members of the Court, that part of the sentence requiring confinement in the penitentiary, is remitted. The remainder is confirmed and will be duly executed.

The proceedings and findings, in the cases of Privates *James Henderson*, Company K; *Richard Baracis*, Company I; and *Jacob Nusbauer* and *Richard Mauke*, Company D, 18th Infantry, are approved. The sentences, in each case, are confirmed and will be duly executed.

IV. The proceedings and findings, in the case of 1st Sergeant *John McMauns*, Light Battery C, 3d Artillery, are approved. The sentence is confirmed, but, on the recommendation of a majority of the members of the Court, is remitted. Sergeant *McMauns* will be released from arrest and restored to duty.

The proceedings and findings, in the case of Sergeant *George Cook*, Light Battery C, 3d Artillery, are approved. Sergeant *Cook* will be restored to duty with his company.

The proceedings and findings, in the case of Private *Patrick Flanagan*, Company B, 2d Cavalry, are approved. The sentence is confirmed, but, on the recommendation of a majority of the members of the Court, that part relating to his confinement, is remitted. The remainder will be duly executed.

The proceedings and findings, in the case of Private *Henry Kir-*

land, Company C, 30th Infantry, are approved. The sentence is confirmed and will be carried into execution.

V. The General Court Martial convened at Fort Fetterman, D. T., pursuant to Paragraph 3, Special Ordes No. 54, current series, from these Headquarters, and of which Captain *Tennedor Ten Eyck*, 18th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g. Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Private *Frederick Munson*, Company E, 4th Infantry.
 2. Private *Sidney Wells*, Company I, 4th Infantry.
 3. Private *John Smith*, Company H, 4th Infantry.
 4. Private *Joseph A. Baker*, Company I, 4th Infantry.
 5. Private *Thomas Clary*, Company I, 4th Infantry.
 6. Private *Joseph Bassett*, Company I, 4th Infantry.
 8. Private *George P. Gregg*, Company C, 4th Infantry.
 9. Private *Isaac Wallace*, Company A, 4th Infantry.
 10. Private *George Borne*, Company A, 2d Cavalry.
 11. Private *Michael Doran*, Company E, 4th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, June 4th, 1868.

GENERAL ORDERS, {
No. 18. }

I. Before a General Court Martial which convened at Fort Laramie, D. T., pursuant to Paragraph 2, Special Field Orders No. 1, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carlton*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *Frederick Munson*, Company E, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frederick Munson*, of Company E, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress:

to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

2d. Private *Sidney Wells*, Company I, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Sidney Wells*, of I Company, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

3d. Private *John Smith*, Company H, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Smith*, of H Company, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

4th. Private *Joseph A. Baker*, Company I, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Joseph A. Baker*, Company I, 4th Infantry, having been detailed to work in the Quartermaster's store-house, piling corn, at Fort Laramie, D. T., on or about from the 9th to the 13th day of January, 1868, did steal and appropriate to his own use, clothing, the property of the United States, and for which Mr. *A. T. Chamblin*, Special Indian Agent, is responsible.

To which charge and specification the accused pleaded "In bar of trial, on account of vagueness in the specification, that it does not point out the particular kind and articles of clothing said to have been stolen, and that it does not therefore admit of proper defence.

The Court, after mature consideration, sustained the plea of the accused, and rejected the specification and charge.

5th. Private *Thomas Clary*, Company I, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Thomas Clary*, of Company I, 4th Infantry, having been detailed to work in the Quartermaster's store-house, piling corn, at Fort Laramie, D. T., on or about from the 9th to the 13th day of January, 1868, did steal and appropriate to his own use, clothing, to-wit: fifty (50) grey flannel shirts, twenty-five (25) infantry uniform coats, twenty-five (25) cavalry great coats, twenty-five (25) pairs cavalry trowsers and twenty-five (25) fine grey blankets, more or less, the property of the United States, and for which Mr. *A. T. Chamblin*, Special Indian Agent, is responsible.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Clary*, of Company I, 4th Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress: to be indelibly marked

on the left hip with the letter "T," one and one-half inches long; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Commanding General may direct, for the period of one (1) year.

6th. Private *Joseph Bassett*, Company I, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Joseph Bassett*, Company I, 4th Infantry, having been detailed to work in the Quartermaster's store-house, piling corn, at Fort Laramie, D. T., on or about from the 9th to the 13th day of January, 1868, did steal and appropriate to his own use, clothing, to-wit: Fifty [50] grey flannel shirts, twenty-five [25] infantry uniform coats, twenty-five [25] cavalry great coats, twenty-five [25] pairs cavalry trowsers and twenty-five [25] fine grey blankets, more or less, the property of the United States, and for which Mr. *A. T. Chamblin*, Special Indian Agent, is responsible.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Joseph Bassett*, of Company I, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress; to be indelibly marked on the left hip with the letter "T," one and one-half inches long; to be dishonorably discharged from the service of the United States, and to be confined in such penitentiary as the Commanding General may direct, for the period of one [1] year.

8th. Private *George P. Gregg*, Company C, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George P. Gregg*, of Company C, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress: to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

9th. Private *Isaac Wallace*, Company A, 4th Infantry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Private *Isaac Wallace*, of Company A, 4th Infantry, while posted as a sentinel over four [4] prisoners, did allow one [1] of said prisoners, Private *Daniel Johnson*, Company C, 4th Infantry, to escape.

This at Fort Laramie, D. T., on or about the 25th day of April, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, the said *Isaac Wallace*, Private of Company A, 4th U. S. Infantry.

10th. Private *George Borne*, Company A, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *George Borne*, of Company A, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances now due or that may become due him, excepting the just dues of the laundress; to be indelibly marked on the left hip with the letter "D," one and

one-half inches long; to have his head shaved and to be drummed out of the service of the United States with a dishonorable discharge.

11th. Private *Michael Doran*, Company E, 4th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Drunkeness, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Michael Doran*, Company E, 4th Infantry, did become so much under the influence of intoxicating liquor as to render him unfit for duty.

This at Fort Laramie, D. T., on or about the 1st day of April, 1868.

CHARGE 3—"Conduct highly prejudicial to good order and military discipline."

Specification—In this: That he, Private *Michael Doran*, of Company E, 4th Infantry, did make use of the following language to Sergeant *Frank Watson*, of Company E, 4th Infantry, his superior non-commissioned officer, viz: "You are a God damned liar, and you can't take it up," or words to that effect.

This at Fort Laramie, D. T., on or about the 1st day of April, 1868.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification 3d charge—"Guilty."

Of the 3d charge—"Guilty,"

and does therefore sentence him, Private *Michael Doran*, of E Company, 4th U. S. Infantry, to be kept in solitary confinement, on bread and water, for seven (7) days, and to forfeit to the United States thirty dollars (\$30) of his pay.

II. The proceedings and findings in the cases of Privates *Fred-
erick Munson* and *Michael Doran*, Company E; *Sidney Wells*, Com-
pany I; *John Smith*, Company H, and *George P. Gregg*, Company
C, 4th Infantry, and Private *George Borne*, Company A, 2d Cavalry,
are approved. The sentences, in each case, are confirmed, and will
be duly executed.

The proceedings and findings in the cases of Privates *Joseph A.
Baker*, Company I, and *Isaac Wallace*, Company A, 4th Infantry,
are approved. The prisoners will be restored to duty with their
companies.

The proceedings and findings in the cases of Privates *Joseph Bas-
sett* and *Thomas Clary*, Company I, 4th Infantry, are approved. The
sentences, in each case, are confirmed and will be duly executed.
The penitentiary at Madison, Iowa, is designated as the place of
confinement for the prisoners, to which point they will be conducted
under proper guard, with a copy of this order.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g. Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

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G. C. M.

1. Private *Washington Sutton*, Company M, 2d Cavalry.
 2. Corporal *John Wright*, Company B, 4th Infantry.
 3. Private *Lewis A. Gordon*, Company K, 4th Infantry.
 4. Corporal *George Verey*, Company B, 4th Infantry.
 5. Private *Benjamin Sunshine*, Company F, 4th Infantry.
 6. Private *John Hagerty*, Company E, 30th Infantry.
 7. Private *Rufus E. Wilcox*, Company M, 2d Cavalry.
 8. Private *Lewis Simington*, Company M, 2d Cavalry.
 - 11 9. Private *Milton Swigert*, Company E, 30th Infantry.
 10. Private *William C. Clark*, Company E, 30th Infantry.
 - 9 11. Sergeant *Louis Shoaf*, Company F, 4th Infantry.
 12. Private *Henry Loom*, Company E, 30th Infantry.
 13. Private *Julius B. Reinhart*, Company K, 4th Infantry.
 14. Private *Michael McHale*, Company K, 4th Infantry.
 15. Private *John B. Erwin*, Company K, 4th Infantry.
 16. Private *Frederick Ludwig*, Company K, 4th Infantry.
 17. Private *Cornelius Dolson*, Company F, 4th Infantry.
 18. Sergeant *John Shea*, Company M, 2d Cavalry.
 19. Corporal *John Wright*, Company B, 4th Infantry.
 20. Private *James E. Forrest*, Company K, 4th Infantry.
 21. Private *Charles Stock*, Company B, 4th Infantry.
 22. Private *Henry Koester*, Company B, 4th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, June 12th, 1868.

GENERAL ORDERS,) No. 19.)

I. Before a General Court Martial, which convened at Fort Sedgewick, C. T., pursuant to Paragraph 1, Special Orders No. 70, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*, Major 4th Infantry, is President, were arraigned and tried:

1st. Private *Washington Sutton*, Company M, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Washington Sutton*, of Company M, 2d U. S. Cavalry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard, for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service.

2d. Corporal *John Wright*, Company B, 4th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, Corporal *John Wright*, of Company B, 4th U. S. Infantry, having been required and ordered to study lessons in "Upton's Infantry Tactics," by his company commander, for the purpose of recitation, did refuse to comply with such order.

This at Fort Sedgwick, C. T., on or about the 4th day of March, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *John Wright*, Company B, 4th Infantry, to be reduced to the ranks, as a private soldier, and to forfeit to the United States one (1) months pay.

3d. Private *Lewis A. Gordon*, Company K, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Lewis A. Gordon*, Company K, 4th Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the landress; to be confined at hard labor, under charge of the guard, for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service.

4th. Corporal *George Verey*, Company B, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," excepting the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms his plea and finds him "Guilty," excepting the words "did desert."

Of the charge—"Not Guilty," but "Guilty" of "absence without leave,"

and does therefore sentence him, Corporal *George Verey*, Company B, 4th Infantry, to be reduced to the ranks as a private soldier, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of one (1) month.

5th. Private *Benjamin Sunshine*, Company F, 4th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Benjamin Sunshine*, of Company F, 4th U. S. Infantry, a duly enlisted soldier in the service of the United States, being a duly mounted member of the post guard at Fort Sedgwick, C. T., and having been detailed as sentinel in charge of some prisoners, with instructions from the sergeant of the guard (Sergeant *Michael McLoughlin*, Company K, 4th Infantry), to keep them (the prisoners) at work until the first call for "retreat," did fail to obey said order, and did allow said prisoners to return to the guard-house before the first call for "retreat."

This at Fort Sedgwick, C. T., on or about the 18th day of February, 1868.

Specification 2—In this: That he, Private *Benjamin Sunshine*, of Company F, 4th U. S. Infantry, a duly enlisted soldier in the service of the United States, being a duly mounted member of the post guard at Fort Sedgwick, C. T., and having been detailed as sentinel in charge of some prisoners, did ask the sergeant of the guard (Sergeant *Michael McLoughlin*, Company K, 4th Infantry), permission to speak to the officer of the guard, (2d Lieutenant *James W. Tanfield*, 4th Infantry), and being refused such permission, did absent himself from his post as sentry and did report himself to the officer of the guard and turn over the instructions given to him, as sentry, by the sergeant of the guard (Sergeant *Michael McLoughlin*, Company K, 4th Infantry), stating "that the duty was a little too heavy on him," or words to that effect."

This at Fort Sedgwick, C. T., on or about the 18th day of February, 1868.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Benjamin Sunshine*, Company F, 4th Infantry, to forfeit to

the United States ten dollars (\$10) per month of his monthly pay for the period of two (2) months.

6th. Private *John Hagerty*, Company E, 30th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Hagerty*, Company E, 30th U. S. Infantry, did steal, take, and carry away, one (1) pair of uniform trousers, the property of *Theodore Thomas*, a Private in Company E, 30th U. S. Infantry, and did sell or otherwise dispose of said trousers for his own use and benefit.

This at Sidney Barracks, D. T., on or about the 16th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *John Hagerty*, Company E, 30th Infantry.

7th. Private *Rufus E. Wilcox*, Company M, 2d Cavalry.

CHARGE—"Quitting his post without authority."

Specification—In this: That he, Private *Rufus E. Wilcox*, Company M, 2d U. S. Cavalry, while a duly posted sentinel at the Quartermaster's stable, did abandon his post, without authority, and go into a closely covered ambulance, some distance off, and fail to challenge the officer of the day when making his rounds.

This at Fort Sedgwick, C. T., on or about April 22d, 1868, about 3½ o'clock, A. M.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him,

Private *Rufus E. Wilcox*, Company M, 2d U. S. Cavalry, to be confined at hard labor, under charge of the guard, for the period of three (3) months, and to forfeit to the United States ten dollars (\$10) of his monthly pay for the period of four (4) months.

8th. Private *Lewis Simington*, Company M, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Lewis Simington*, Company M, 2d Cavalry, to forfeit to the United States all pay now due or that may become due him, except the just dues of the landdress, and to be confined at hard labor, in charge of the guard at Fort Sedgwick, C. T., for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; at the expiration of which time to be indelibly marked with the letter "D," one and one-half inches long, on the left hip, to have his head shaved, and to be drummed out of the service.

9th. Sergeant *Louis Shoaf*, Company F, 4th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, the said Sergeant *Louis Shoaf*, Company F, 4th Infantry, being detailed as wagon master in the quartermaster's department at Fort Sedgwick, C. T., did, on the night of April 9th, 1868, after "taps," order and direct Private *Michael Kelly*, Company F, 4th Infantry, a teamster in the quartermaster's department at Fort Sedgwick, C. T., to leave his quarters, to harness and hitch up his team to go to Julesburg, Neb. This without orders from higher authority, such authority being required.

All this at or near Fort Sedgwick, C. T., on or about April 9th, 1868.

Specification 2—In this: That he, Sergeant *Louis Shoaf*, Company F, 4th Infantry, did, on the night of April 9th, 1868, allow Private *Thomas Kennedy*, Company F, 4th Infantry, teamster in the quartermaster's department at Fort Sedgwick, C. T., to be absent from his (*Kennedy's*) quarters, after "taps," for the purpose of going to Julesburg, Neb., he knowing that Private *Kennedy*, F Company, 4th Infantry, had no permission to be away from his quarters.

CHARGE 3—"Disobedience of orders."

Specification 1—In this: That he, said Sergeant *Louis Shoaf*, Company F, 4th Infantry, having received orders from 1st Lieutenant *John R. Bothwell*, 4th Infantry, A. A. Q. M., Fort Sedgwick, C. T., and from 1st Sergeant *E. Luckey*, Company F, 4th Infantry, to the effect that he [*Shoaf*] would be required to sleep in his quarters, did repeatedly absent himself from his company quarters at night, and did sleep elsewhere, without having any authority to do so.

All this at or near Fort Sedgwick, C. T., between the 22d day of March, 1868, and the 9th day of April, 1868.

Specification 2—In this: That he, the said Sergeant *Louis Shoaf*, Company F, 4th Infantry, having been ordered by 1st Lieutenant *John R. Bothwell*, 4th Infantry, A. A. Q. M., to go to his quarters at once, in arrest, did fail to obey, but did go to the post paint shop where he was found about one-half hour later by Lieutenant *J. W. Tanfield*, officer of the guard.

All this at Fort Sedgwick, C. T., on the night of April 9th, 1868.

CHARGE 4—"Breach of arrest."

Specification—In this: That he, Sergeant *Louis Shoaf*, Company F, 4th Infantry, having been ordered by Lieutenant *J. R. Bothwell*, 4th Infantry, A. A. Q. M., to go to his quarters at once, in arrest, did fail to obey, but did go to the post paint shop where he was found, about one-half hour later, by Lieutenant *J. W. Tanfield*, officer of the guard.

All this at Fort Sedgwick, C. T., on the night of April 9th, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty," excepting the words, "with the avowed purpose of going to Julesburg, Neb."

To the 1st charge—"Guilty."

To the 1st specification 2d charge—"Guilty," excepting the words "to go to Julesburg, Neb."

To the 2d specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the 1st specification 3d charge—"Not Guilty."

To the 2d specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

To the specification 4th charge—"Not Guilty."

To the 4th charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification 2d charge—"Guilty."

Of the 2d specification 2d charge—"Not Guilty."

Of the 2d charge—"Guilty."

Of the 1st specification 3d charge—"Guilty."

Of the 2d specification 3d charge—"Guilty," excepting the words "where he was found, about one-half hour later, by Lieutenant J.

W. Tanfield, officer of the guard."

Of the 3d charge—"Guilty."

Of the specification 4th charge—"Guilty," excepting the words "where he was found, about one-half hour later, by Lieutenant J.

W. Tanfield, officer of the guard."

Of the 4th charge—"Guilty,"

and does therefore sentence him, Sergeant *Louis Shoaf*, Company F, 4th Infantry, to be reduced to the rank of a private soldier and to forfeit to the United States ten dollars [\$10] per month of his monthly pay for the period of five [5] months.

10th. Private *William C. Clark*, Company E, 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William C. Clark*, Company E, 30th U. S. Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress: to be confined at hard labor, under charge of the guard, for the period of six [6] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long: to have his head shaved and to be drummed out of the service.

11th. Private *Milton Srigert*, Company E, 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," excepting the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Milton Srigert*, Company E, 30th U. S. Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress: to be confined at hard labor, under charge of the guard, for the period of four [4] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service.

12th. Private *Henry Broom*, Company E, 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," excepting the words "did desert."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him. Private *Henry Broom*, Company E, 30th U. S. Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard, for the period of four [4] months, wearing a ball weighing twenty-four [24] pounds, attached to his left leg by a chain six [6] feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long, to have his head shaved and to be drummed out of the service.

13th. Private *Julius B. Reinhart*, Company K, 4th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Julius B. Reinhart*, Company K, 4th U. S. Infantry, a duly enlisted soldier in the service of the United States, and regularly detailed as teamster in the Quartermaster's Department, when ordered to go to his quarters by Sergeant *Louis Shoof*, Company F, 4th U. S. Infantry, acting as wagon-master in the Quartermaster's Department, did refuse to obey said order, said Sergeant *Louis Shoof* being in the execution of his office.

This at Fort Sedgwick, C. T., on or about the 18th day of January, 1868.

Specification 2—In this: That he, Private *Julius B. Reinhart*, Company K, 4th U. S. Infantry, having been ordered to go to the guard-house, by Sergeant *Louis Shoof*, Company F, 4th U. S. Infantry,

ry, acting as wagon-master, did refuse to obey said order, and did resist said Sergeant *Shouf* while he, the said Sergeant *Shouf*, being in the execution of his office, was in the act of taking him (the said Private *Julius B. Reinhart*, Company K, 4th U. S. Infantry), to the guard-house.

Specification 3—In this: That he, Private *Julius B. Reinhart*, Company K, 4th U. S. Infantry, while being taken to the guard-house by Sergeant *Louis Shouf*, Company F, 4th U. S. Infantry, acting as wagon-master in the Quartermaster's Department, did resist said Sergeant *Louis Shouf*, and did draw a revolver, threatening to shoot said Sergeant *Louis Shouf*, he (the said Sergeant *Shouf*) being then and there in the execution of his office.

This at Fort Sedgwick, C. T., on or about the 18th day of January, 1868.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Not Guilty."

To the 2d specification—"Guilty."

To the 3d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Not Guilty."

Of the 2d specification—Confirms his plea and finds him "Guilty."

Of the 3d specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Julius B. Reinhart*, Company K, 4th U. S. Infantry, to forfeit to the United States ten dollars [\$10] per month of his monthly pay, for the period of three (3) months.

14th. Private *Michael McHale*, Company K, 4th Infantry.

CHARGE 1—"Drunkenness on duty."

Specification—In this: That he, Private *Michael McHale*, of Com-

pany K, 4th Infantry, while a duly posted sentinel in front of the guard-house at Fort Sedgwick, C. T., did become so much intoxicated as to be incapable of performing his duties.

CHARGE 2—"Quitting his post without authority."

Specification—In this: That he, Private *Michael McHale*, of Company K, 4th Infantry, being a duly posted sentinel in front of the guard-house, did quit his post without being regularly relieved by proper authority.

All this at Fort Sedgwick, C. T., on or about January 25th, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Michael McHale*, Company K, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined at hard labor, under charge of the guard, for the same period.

15th. Private *John B. Erwin*, Company K, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John B. Erwin*, Company K, 4th Infantry, being duly detailed as receiving and issuing clerk in the subsistence department at Fort Sedgwick, C. T., did feloniously abstract and steal from the subsistence store-house at the said post, and did conceal, with the purpose of appropriating to his own use and benefit, one [1] sack of green coffee, containing about one hundred and fifty-four [154] pounds, valued at twenty-four and one-half [$24\frac{1}{2}$] cents per pound, this being the property of the United States, and for which 1st Lieutenant *John R. Bothwell*, 4th Infantry, A. C. S., is responsible.

This at or near Fort Sedgwick, C. T., on or about the 11th day of March, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him. Private *John B. Erwin*, Company K, 4th Infantry.

16th. Private *Frederick Ludwig*, Company K, 4th Infantry.

CHARGE—"Drunkenness on duty."

Specification—In this: That he, Private *Frederick Ludwig*, of Company K, 4th U. S. Infantry, a duly enlisted soldier in the service of the United States, having been duly mounted, as a member of the post guard at Fort Sedgwick, C. T., on the 25th day of March, 1868, did, between the hours of six and seven P. M., become so drunk as to be unable to properly perform his duty.

This at Fort Sedgwick, C. T., on or about the above specified date.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frederick Ludwig*, Company K, 4th Infantry, to be confined at hard labor, under charge of the guard, for the period of four (4) months.

17th. Private *Cornelius Dolson*, Company F, 4th Infantry.

CHARGE—"Quitting his guard, without permission from proper authority."

Specification—In this: That he, Private *Cornelius Dolson*, Company F, 4th Infantry, being a duly detailed member of the guard, mounted, at Fort Sedgwick, C. T., did leave his guard without permission from proper authority and remain absent for several hours.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Cornelius Dolson*, Company F, 4th U. S. Infantry.

18th. Sergeant *John Shea*, Company M, 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Abuse of public animals."

Specification—In this: That he, Sergeant *John Shea*, Company M, 2d U. S. Cavalry, did, while on mounted pass, misuse his horse, the property of the United States, so as to lame him seriously.

This at Fort Sedgwick, C. T., on or about the 5th day of April, 1868.

CHARGE 3—"Abuse of public animals, to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *John Shea*, Company M, 2d U. S. Cavalry, did, while sergeant of the guard and on patrol, run and abuse the horses under his charge, unnecessarily, particularly those issued to Privates *Charles Williams* and *Christian Pugh*, Company M, 2d U. S. Cavalry.

This at Fort Sedgwick, C. T., on or about the 6th day of May, 1868.

CHARGE 4—"Falsehood, to the prejudice of good order and military discipline."

Specification—In this: That he, Sergeant *John Shea*, Company M, 2d U. S. Cavalry, did, while sergeant of the guard, when being questioned by Captain *John Mix*, his company commander, how fast he rode the horses under his charge, while on patrol, answer: "That he rode no faster than a walk or trot," which statement was false, and without foundation in fact.

This at Fort Sedgwick, C. T., on or about the 6th day of May, 1868.

CHARGE 5—"Drunkenness."

Specification—In this: That he, Sergeant *John Shea*, Company M, 2d U. S. Cavalry, while sergeant of the guard, did become so intoxicated as to be unable to perform his duties properly.

This at Fort Sedgwick, C. T., on or about the 6th day of May, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

To the specification 4th charge—"Guilty."

To the 4th charge—"Guilty."

To the Specification 5th charge—"Not Guilty."

To the 5th charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—confirms his plea and finds him "Guilty."

Of the 1st charge—confirms his plea and finds him "Guilty."

Of the specification 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification 3d charge—"Guilty," excepting the words "particularly those issued to Privates *Charles Williams* and *Christina Pugh*, Company M, 2d Cavalry."

Of the 3d charge—"Guilty."

Of the specification 4th charge—confirms his plea and finds him "Guilty."

Of the 4th charge—confirms his plea and finds him "Guilty."

Of the specification 5th charge—"Not Guilty."

Of the 5th charge—"Not Guilty,"

and does therefore sentence him, Sergeant *John Shea*, Company M, 2d U. S. Cavalry, to be reduced to the rank of a private soldier, and to forfeit to the United States fourteen dollars (\$14) per month of his monthly pay for the period of four (4) months.

19th. Corporal *John Wright*, Company B, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *John Wright*, Company B, 4th Infantry, to forfeit all pay and allowances now due or that may become due him, except the just dues of the laundress; to be confined at hard labor, under charge of the guard, for the period of six (6) months, wearing a ball weighing twenty-four (24) pounds, attached to his left leg by a chain six (6) feet long; after which to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved and to be drummed out of the service.

20th. Private *James E. Forrest*, Company K, 4th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, *James E. Forrest*, a duly enlisted soldier in the service of the United States, Private in Company K, 4th U. S. Infantry, being a regularly mounted member of the post guard, and in charge of Corporal *John Wright*, Company B, 4th U. S. Infantry, (a prisoner) did allow the said Corporal *John Wright* to escape from his custody.

This at Fort Sedgwick, C. T., on or about the 12th day of May, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James E. Forrest*, Company K, 4th U. S. Infantry, to be confined at hard labor, in charge of the guard, for the period of three (3) months, and to forfeit six dollars (\$6) per month of his monthly pay, to the United States, for the same period, three (3) months.

21st. Private *Charles Stock*, Company B, 4th Infantry.

CHARGE—"Neglect of duty."

Specification—In this: That he, Private *Charles Stock*, Company B, 4th Infantry, a duly enlisted soldier in the service of the United States, being a member of the guard mounted at Fort Sedgwick, C. T., April 27th, 1867, having been duly posted as a sentinel in rear of the post hospital, did leave his post and did take cover in a tent adjoining the hospital building, thus being unable to see the approach of the sergeant of the guard, or to warn the garrison of danger.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty," excepting the words, "and did take cover in a tent adjoining the hospital building."

To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Stock*, Company B, 4th U. S. Infantry.

22d. Private *Henry Koester*, Company B, 4th Infantry.

CHARGE 1—"Violation of the 38th Article of War."

Specification—In this: That he, Private *Henry Koester*, of Company B, 4th Infantry, did lose his arms through neglect while on detached service.

CHARGE 2—"Violation of the 50th Article of War."

Specification—In this: That he, Private *Henry Koester*, of Company B, 4th Infantry, having been duly detailed on detached service, to proceed to Alkali Station, U. P. R. R., did wilfully abandon his detachment at Julesburg, C. T.

This at or near Fort Sedgwick, C. T., on or about April 15th, 1868.

CHARGE 3—"Absence without leave."

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

To the specification 3d charge—"Guilty."

To the 3d charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty."

Of the specification 3d charge—confirms his plea and finds him "Guilty."

Of the 3d charge—confirms his plea and finds him "Guilty,"

and does therefore sentence him, Private *Henry Koester*, Company B, 4th U. S. Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for two (2) months, and to be confined under charge of the guard, at hard labor for the same period, (two (2) months.)

11. The proceedings and findings in the cases of Privates *Washington Sutton*, *Rufus E. Wilcox* and *Lewis Simington* and Sergeant *John Shea*, Company M, 2d Cavalry; Corporals *John Wright* (case No. 2), *George Verey* and *John Wright* (case No. 19) and Private *Henry Koester*, Company B; Privates *Lewis A. Gordon*, *Julius B. Reinhart*, *Michael McHale*, *Frederick Ludwig* and *James E. Forrest*, Company K; Private *Benjamin Sunshine* and Sergeant *Louis Shoaf*, Company F, 4th Infantry; Privates *John Hagerty*, *William C. Clark*, *Milton Swigert* and *Henry Broom*, Company E, 30th Infantry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings in the cases of Privates *John B. Erwin*, Company K; *Cornelius Dolson*, Company F, and *Charles Stock*, Company B, 4th Infantry, are approved. The prisoners will

be released from confinement and restored to duty.

III. The General Court Martial, convened at Fort Sedgwick, C. T., pursuant to Paragraph 1, Special Orders No. 70, current series, from these Headquarters, and of which Brevet Brigadier General *L. C. Hunt*, Major 4th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

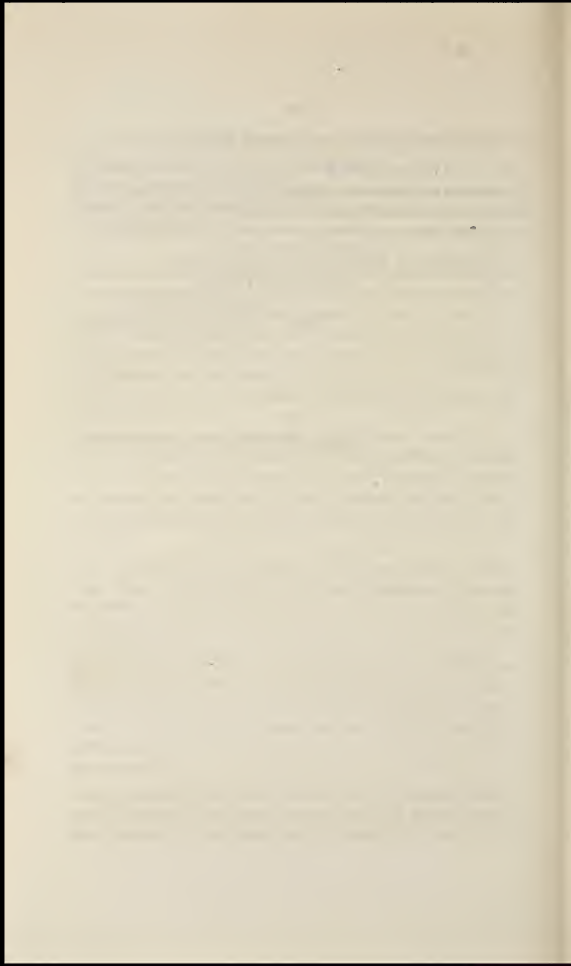
H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g. Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'y, Act'g Judge Advocate.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, June 30th, 1868.

GENERAL ORDERS, }
No. 20. }

Brevet Brigadier General *George D. Ruggles*, Major and Assistant Adjutant General U. S. Army, having reported at these Headquarters, in obedience to Paragraph 2, Special Orders No. 91, current series, from the Headquarters of the Army, is announced as Adjutant General of this Department.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

H. G. LITCHFIELD.

B'vt. Lieut. Colonel,
Act'g. Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



G. C. M.

1. Private *John G. Wreid*, Company F, 2d Cavalry.
 2. Private *Frank Reynolds*, Company F, 2d Cavalry.
 3. Private *Charles F. Marion*, Company F, 2d Cavalry.
 4. Private *Peter Streeter*, Company F, 2d Cavalry.
 5. Private *August Kiuder*, Company F, 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, July 14th, 1868.

GENERAL ORDERS, {
No. 21. }

1. Before a General Court Martial, which convened at Fort Bridger, U. T., pursuant to Paragraph 2, Special Field Orders No. 21, current series, from these Headquarters, and of which Brevet Colonel *H. A. Morrow*, Lieutenant Colonel 36th Infantry, is President, were arraigned and tried:

1st. Private *John G. Wreid*, Company F, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John G. Wreid*, F Company, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances due or to become due; to be confined at hard labor, in charge of the guard at Fort Bridger, U. T., with a ball and chain weighing twenty-five (25) pounds, attached to his left leg during the period of two (2) years, next ensuing; to be indelibly marked on his left hip with the letter "D," one and one-half inches long; then to have his head shaved and to be drummed out of the service.

2d. Private *Frank Reynolds*, Company F, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Frank Reynolds*, F Company, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances due or to become due; to be confined at hard labor, in charge of the guard at Fort Bridger, U. T., with a ball and chain weighing twenty-five (25) pounds, attached to his left leg, during the period of two (2) years, next ensuing; to be indelibly marked with the letter "D," one and one-half inches long, on the left hip; then to have his head shaved and to be drummed out of the service.

3d. Private *Charles F. Marion*, Company F, 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *Charles F. Marion*, Company F, 2d U. S. Cavalry, did feloniously take and appropriate to his own use, one (1) Colt's Navy pistol, the property of 1st Lieutenant *Seneca H. Norton*, 2d U. S. Cavalry.

All this while on the march between North Platte River and Fort Bridger, U. T., during the month of June, 1868.

To which charges, and the specifications appended, the accused pleaded as follow:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Private *Charles F. Marion*, F Company, 2d U. S. Cavalry, to forfeit to the United States all pay and allowances due or to become due; to be confined at hard labor, in charge of the guard at Fort Bridger, U. T., with a ball and chain weighing twenty-five (25) pounds, attached to his left leg, during the period of two (2) years, next ensuing; to be indelibly marked with the letter "D," one and one-half inches long, on the left hip; then to have his head shaved and to be drummed out of the service.

4th. Private *Peter Streeter*, Company F, 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *Peter Streeter*, F Company, 2d U. S. Cavalry, did feloniously take and appropriate one (1) mule, the property of the United States.

All this at or near Fort Bridger, U. T., on or about the 21st day of June, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Peter Streeter*, F Company, 2d U. S. Cavalry, to forfeit all pay and allowances due or to become due; to be dishonorably discharged the service; to be indelibly marked with the letter "D," one and one-half inches long, upon the left hip; and to be confined at hard labor, in such penitentiary as the Commanding General may direct, for the period of two (2) years.

5th. Private *August Kinder*, Company F, 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft."

Specification—In this: That he, Private *August Kinder*, F Company, 2d U. S. Cavalry, did feloniously take and appropriate one (1) mule, the property of the United States.

All this at or near Fort Bridger, U. T., on or about the 21st day of June, 1868.

CHARGE 3—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Private *August Kinder*, F Company, 2d U. S. Cavalry, being duly posted as a sentinel over a wagon containing subsistence stores, belonging to F Company, 2d U. S. Cavalry, did leave his post without being properly relieved, and did remain absent until apprehended as a deserter.

All this at or near Fort Bridger, U. T., on or about the 21st day of June, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *August Kinder*, F Company, 2d U. S. Cavalry, to forfeit all pay and allowances due or to become due; to be dishonorably discharged the service; to be indelibly marked with the letter "D," one and one-half inches long, upon the left hip; and to be confined at hard labor, in such penitentiary as the Commanding General may direct, for the period of two (2) years.

II. The proceedings and findings in the cases of Privates *John G. Wreid*, *Frank Reynolds* and *Charles F. Marion*, Company F, 2d Cavalry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and finding in the cases of Privates *Peter Streeter* and *August Kinder*, Company F, 2d Cavalry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The penitentiary at Salt Lake City, U. T., is designated as the place of confinement for the prisoners, to which point they will be conducted, under proper guard, with a copy of this order.

III. The General Court Martial, convened at Fort Bridger, U. T., pursuant to Paragraph 2, Special Field Orders No, 21, current series, from these Headquarters, and of which Brevet Colonel *H. A. Morrow*, Lieutenant Colonel 36th Infantry, is President, is hereby dissolved.

BY ORDER OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.



G. C. M.

12. Artificer *George P. Gregg*, Company C, 4th Infantry.

1. Private *William T. Mathews*, Company I, 2d Cavalry.

2. Private *James Murray*, Company I, 2d Cavalry.

1. Private *William Jackson*, Company I, 36th Infantry.

2. Private *Elias Bixler*, Company C, 36th Infantry.

3. Recruit *George M. Hatch*, Company G, 36th Infantry.

4. Private *Charles L. Cook*, Company C, 36th Infantry.

5. Corporal *Charles Wallace*, Company G, 36th Infantry.

6. Private *Edward Artee*, Company C, 36th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, July 30th, 1868.

GENERAL ORDERS, {
No. 22. }

I. Before a General Court Martial which convened at Fort Laramie, D. T., pursuant to Paragraph 2, Special Field Orders No. 1, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carleton*, Captain 4th Infantry, is President, were arraigned and tried:

12th. Artificer *George P. Gregg*, Company C, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Artificer *George P. Gregg*, of Company C, 4th Infantry, having left his company and post without proper authority, did take with him, with the intention of stealing the same, one (1) Springfield breech-loading rifled musket, one (1) cartridge box, one (1) haversack and twenty (20) rounds of ammunition, the property of the United States.

This at Fort Laramie, D. T., on or about the 27th day of February, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Artificer *George P. Gregg*, of Company C, 4th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due him, except the just dues of the laundress: to be indelibly marked on the left hip with the letter "T," one and one-half inches long; to be dishonorably discharged from the service of the United States and to be confined, at hard labor, in such penitentiary as the Commanding General may direct, for the period of one (1) year.

II. Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 2, Special Orders No. 112, current series, from these Headquarters, and of which Brevet Major *Philip C. Davis*, Assistant Surgeon U. S. Army, is President, were arraigned and tried:

1st. Private *William T. Mathews*, Company I, 2d Cavalry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William T. Mathews*, Company I, 2d Cavalry, to forfeit all pay and allowances that are now or may become due; to be indelibly marked on the right hip with the letter "D," one and one-half inches long; to have his head shaved and to be trumpeted out of the service.

2d. Private *James Murray*, Company I, 2d Cavalry.

CHARGE.—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "and did desert said service."

Of the charge—"Not Guilty," but "Guilty of absence without leave," and does therefore sentence him, Private *James Murray*, Company I, 2d Cavalry, to forfeit ten dollars (\$10) per month of his monthly pay for two (2) months, and to be confined, at hard labor in charge of the guard, for the same period.

III. Before a General Court Martial which convened at Camp Douglas, U. T., pursuant to Paragraph 1, Special Field Orders No. 19, current series, from these Headquarters, and of which Brevet Major *D. W. Benham*, Captain 36th Infantry, is President, were arraigned and tried:

1st. Private *William Jackson*, Company I, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *William Jackson*, Company I, 36th U. S. Infantry, to forfeit to the United States all pay and allowances now due or that may become due, except the just dues of the laundress; to be branded on the left hip with the letter "D," one and one-half inches long; to be confined under charge of the guard, for the period of sixty (60) days; at the expiration of that time to be dishonorably discharged the service of the United States, to have his head shaved and to be drummed out of the post.

2d. Private *Elias Bixler*, Company C, 36th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Elias Bixler*, Company C, 36th U. S. Infantry, having been duly mounted as a member of the camp guard, and having been placed in charge of two (2) prisoners, did permit one (1) of them (*Daniel C. Cross*, late Private Company C, 36th Infantry, under sentence of two (2) years confinement in penitentiary at Madison, Iowa), to quit his sight, through which negligence the said *Cross* was enabled to escape.

This at Camp Douglas, U. T., on the 10th day of June, 1868, between the hours of one p. m. and five p. m.

To which charge and specification the accused pleaded as follows:
To the specification—"Guilty."
To the charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him. Private *Elias Bixler*, Company C, 36th U. S. Infantry, to be confined at hard labor, in the guard-house of the post where his company may be serving, for the period of four (4) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

3d. Recruit *George M. Hatch*, Company G, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Recruit *George M. Hatch*, Company G, 36th U. S. Infantry, to forfeit to the United States all pay and allowances due or that may become due, except the just dues of the landress; to be branded on left hip with a letter "D," one and one-half inches long; to be confined at hard labor, under charge of a guard, for the period of sixty (60) days and at the expiration of said time to be dishonora-

bly discharged from the service of the United States; to have his head shaved and to be drummed out of the post.

4th. Private *Charles L. Cook*, Company C, 36th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles L. Cook*, Company C, 36th U. S. Infantry, to forfeit to the United States all pay and allowances due or that may become due, except the just dues of the laundress; to be branded on left hip with a letter "D," one and one-half inches long; to be confined at hard labor, under charge of a guard, for the period of sixty (60) days; and at the expiration of said time to be dishonorably discharged from the service of the United States, to have his head shaved and to be drummed out of the post.

5th. Corporal *Charles Wallace*, Company G, 36th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Corporal *Charles Wallace*, Company G, 36th U. S. Infantry, when questioned by 1st Sergeant *John Shea*, Company G, 36th U. S. Infantry, concerning the cause of his absence from retreat roll-call, did reply in a contemptuous and disrespectful manner, as follows: "It is none of your God damn business," or words to that effect, and did continue to use abusive language towards said 1st Sergeant *Shea* in the presence of several privates of Company G.

This at Camp Douglas, U. T., between the hours of nine P. M., and ten P. M., July 4th, 1868.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *Charles Wallace*, Company G, 36th U. S. Infantry, to be reduced to the rank of a private soldier; to be confined at hard labor, under charge of a guard, at the post where his company may be serving, for the period of sixty (60) days, and to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the period of two (2) months.

6th. Private *Edward Artee*, Company C, 36th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That Private *Edward Artee*, Company C, 36th U. S. Infantry, did steal, or did aid and abet in stealing, a quantity of tobacco, about four hundred (400) pounds, the property of the United States, and for which 1st Lieutenant *Henry M. Benson*, 36th Infantry, was responsible.

This at Camp Douglas, U. T., on or about the 26th day of March, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Edward Artee*, Company C, 36th Infantry.

IV. The proceedings and findings in the case of Artificer *George P. Gregg*, Company C, 4th Infantry, are approved. The sentence is confirmed and will be duly executed. The penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted, under proper guard, with a copy of this order.

V. The proceedings and findings in the cases of Privates *William T. Mathews* and *James Murray*, Company I, 2d Cavalry, are ap-

proved. The sentences, in each case, are confirmed and will be duly executed.

VI. The proceedings and findings in the cases of Privates *William Jackson*, Company I; *Elias Bixler* and *Charles L. Cook*, Company C; Recruit *George M. Hatch* and Corporal *Charles Wallace*, Company G, 36th Infantry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings in the case of Private *Edward Artee*, Company C, 36th Infantry, are approved. The prisoner will be released from confinement.

VII. The General Court Martial convened at Camp Douglas, U. T., pursuant to Paragraph 1, Special Field Orders No. 19, current series, from these Headquarters, and of which Brevet Major *D. W. Benham*, Captain 36th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, July 31st, 1868.

GENERAL ORDERS, }
No. 23. }

So much of the sentence of General Court Martial awarded Private *Henry Kirland*, Company "C," 30th Infantry, and promulgated in General Orders No. 17, current series, from these Headquarters, as subjects him to forfeiture of pay, being unauthorized by the Article of War under which the soldier stands convicted, is inoperative.

So much of General Orders No. 17, current series, from these Headquarters, as confirms and orders the execution of the same, is accordingly revoked.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

THE HISTORY OF THE
CITY OF BOSTON

BY
JOHN H. COLEMAN

The history of the city of Boston is a subject of great interest and importance. It is a city which has played a prominent part in the history of the United States, and its story is one of the most interesting and instructive. The city was founded in 1630, and has since that time been a center of commerce and industry. It has been the seat of many of the most important events in the history of the country, and its people have been instrumental in the development of the nation. The city has a rich and varied history, and its story is one which should be known by all who are interested in the history of the United States.

The city of Boston is a city of many firsts. It was the first city in the United States to have a public library, and it was the first city to have a public park. It was the first city to have a public hospital, and it was the first city to have a public school. The city has a long and illustrious history, and its story is one which should be known by all who are interested in the history of the United States.

THE HISTORY OF THE
CITY OF BOSTON

G. C. M.

3. Private *Timothy O'Sullivan*, Company B, 2d Cavalry.
 1. Private *John Greene*, Company B, 4th Infantry.
 2. Private *Joseph Gableman*, Company K, 4th Infantry.
 4. Sergeant *Peter G. Summers*, Company B, 4th Infantry.
 5. Private *Charles Busler*, Company G, 4th Infantry.
 6. Private *James Alton*, Company G, 4th Infantry.
 7. Private *Herman Bolenhagen*, Company A, 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 15th, 1868.*

GENERAL ORDERS, }
No. 24. }

I. Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 2. Special Orders No. 112, current series, from these Headquarters, and of which Brevet Major *Philip C. Davis*, Assistant Surgeon U. S. Army, is President, were arraigned and tried:

3d. Private *Timothy O'Sullivan*, Company B, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Timothy O'Sullivan*, Company B, 2d U. S. Cavalry, to forfeit all pay and allowances that are now or that may become due him, to be indelibly marked on the right hip with the letter "D." one and one-half inches long, to have his head shaved and to be trumpeted out of the service.

II. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Private *John Greene*, Company B, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except inserting the words, "absent himself without leave from," and omitting the word "desert."

Of the charge—"Not Guilty," of "Desertion," but "Guilty of absence without leave,"

and does therefore sentence him, Private *John Greene*, Company B, 4th Infantry, to forfeit to the United States ten dollars (\$10) of his monthly pay for one (1) month.

2d. Private *Joseph Gableman*, Company K, 4th Infantry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Joseph Gableman*, Company K, 4th U. S. Infantry, being a member of the post guard at Fort Sedgwick, C. T., on the 24th of May, 1868, and being duly posted as a sentinel, did so far neglect his duty as to go to sleep on his post, and remain sleeping until found in that condition by the officer of the day, and did allow the officer of the day to take from him his musket, without his knowledge or consent.

This at Fort Sedgwick, C. T., May 25th, 1868, at or about the hour of three A. M.

To which charge and specification the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Josph Gableman*, Company K, 4th Infantry, to forfeit to the United States ten dollars (\$10) per month of his monthly pay for five (5) months, and to be confined at hard labor, under charge of the guard, for the same period.

4th. Sergeant *Peter G. Summers*, Company B, 4th Infantry.

CHARGE—"Neglect of duty, to the prejndice of good order and military discipline."

Specification 1—In this: That he, *Peter G. Summers*, a duly enlisted soldier in the service of the United States, Sergeant of Company B, 4th Infantry, U. S. A., did, while in charge of two (2) prisoners, named *Weinhart*, with a guard of two (2) Privates, *William F. Nill* and *Jonathan S. Bates*, Company B, 4th Infantry, *en route* to Fort Leavenworth, Kansas, allow said prisoners to escape from his custody, himself and his guard being asleep at the time of their escape.

This on board the steamer "Nile," while *en route* to Fort Leavenworth, Kansas, on or about the 11th day of June, 1868.

Specification 2—In this: That he, *Peter G. Summers*, a duly enlisted soldier in the service of the United States, Sergeant of Company B, 4th Infantry, U. S. A., did, while in charge of two (2) prisoners, named *Weinhart*, *en route* to Fort Leavenworth, Kansas, fail to post and instruct his sentinels properly.

This on board of the steamer "Nile," while *en route* to Fort Leavenworth, Kansas, on or about the 11th day of June, 1868.

Specification 3—In this: That he, *Peter G. Summers*, a duly enlisted soldier in the service of the United States, Sergeant of Company B, 4th Infantry, U. S. A., did, while in charge of two (2) prisoners, named *Weinhart*, with a guard of two (2) Privates, *William F. Nill* and *Jouathan S. Bates*, Company B, 4th Infantry, *en route* to Fort Leavenworth, Kansas, fail to visit his sentinels, he, the said sergeant, being asleep during the night, thereby allowing the said prisoners to escape from his custody.

This on board the steamer "Nile," while *en route* to Fort Leavenworth, Kansas, on or about the 11th day of June, 1868.

To which charge and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Sergeant *Peter G. Summers*, Company B, 4th Infantry, to be reduced to the rank of a private soldier, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the period of six (6) months.

5th. Private *Charles Busler*, Company G, 4th Infantry.

CHARGE 1—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Charles Busler*, Company G, 4th Infantry, having been regularly posted as a sentinel, with instructions to halt and challenge all persons approaching his post after taps, did permit 1st Lieutenant *Whittingham Cox*, 4th Infantry, then officer of the day, to approach within six (6) feet of his post, and did not challenge until then.

This at Fort Morgan, C. T., between taps on March 15th, 1868, and reveille on March 16th, 1868.

CHARGE 2—"Disobedience of orders."

Specification—In this: That he, Private *Charles Busler*, Company G, 4th Infantry, having been regularly posted as a sentinel, with instructions from proper authority not to enter the sentry box, except in stormy weather, was found by the officer of the day, 1st Lieutenant *Whittingham Cox*, 4th Infantry, in the sentry box during mild weather.

This at Fort Morgan, C. T., between taps on March 15th, 1868, and reveille on March 18th, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused as follows:

Of the specification 1st charge—"Guilty," but attach no criminality thereto.

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore acquit him, Private *Charles Busler*, Company G, 4th Infantry.

6th. Private *James Alton*, Company G, 4th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That Private *James Alton*, Company G 4th U. S. Infantry, did steal and take away from the post hospital at Fort Morgan, C. T., one (1) hair pillow, two (2) linen pillow-cases, and one (1) linen sheet, all marked with the brand of the Hospital Department, and did appropriate some of them to his own use, and give away others to the enlisted men of his command.

This at Fort Morgan, C. T., on or about the 18th day of June, 1867.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him. Private *James Alton*, Company G, 4th Infantry.

7th. Private *Herman Bolenhagen*, Company A, 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Herman Bolenhagen*, Company A, 2d Cavalry, did steal from the United States, and appropriate to his own use, one (1) mule and one (1) set of mule harness.

This at or near Cheyenne, D. T., on or about May 6th, 1868.

To which charges, and the specifications appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Herman Bolenhagen*, Company A, 2d Cavalry.

III. The proceedings and findings in the case of Private *Timothy O'Sullivan*, Company B, 2d Cavalry, are approved. The sentence is confirmed, and will be carried into execution.

IV. The proceedings and findings in the cases of Sergeant *Peter G. Summers* and Privates *John Greene*, Company B, and *Joseph Gableman*, Company K, 4th Infantry, are approved. The sentences, in each case, are confirmed, and will be duly executed.

The proceedings and findings in the cases of Privates *Charles Busler* and *James Alton*, Company G, 4th Infantry, and *Herman Bolenhagen*, Company A, 2d Cavalry, are approved. The prisoners will be released from confinement and restored to duty with their companies.

V. The General Court Martial, convened at Fort McPherson, Neb., pursuant to Paragraph 2, Special Orders No. 112, current series, from these Headquarters, and of which Brevet Major *Philip C. Davis*, Assistant Surgeon U. S. Army, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf'ty, Act'g Judge Advocate.

G. C. M.

2. 1st Lieutenant *H. H. Link*, 36th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, August 24th, 1868.*

GENERAL ORDERS, }
No. 25. }

I. Before a General Court Martial, which convened at Fort D. A. Russell, D. T., pursuant to Paragraph 1, Special Orders No. 89, current series, from these Headquarters, and of which Brevet Brigadier General *H. W. Wessells*, Lieutenant Colonel 18th Infantry, is President, were arraigned and tried:

2d. 1st Lieutenant *H. H. Link*, 36th Infantry.

CHARGE 1—"Conduct unbecoming an officer and a gentleman."

Specification—In that 1st Lieutenant *H. H. Link*, 36th Infantry, U. S. A., a commissioned officer in the military service of the United States, being Acting Commissary of Subsistence at Fort Reno, D. T., did induce one *Charles Leighton*, a citizen, clerk in the sutler's store at Fort Reno, D. T., to loan him, Lieutenant *Link*, about one hundred (100) pounds of dried beef, not the property of the United States, on his, Lieutenant *Link's*, representation that he was responsible as A. C. S., for more dried beef than he had on hand, and that this beef, being old and almost unfit for use, he, Lieutenant *Link*, would have it condemned and then return it to said *Leighton*; and in furtherance of this design, the said Lieutenant *Link* did procure to be brought from the sutler's store about one hundred (100) pounds of dried beef, not the property of the United States, and did present it, or procure it to be presented to a "Board of Survey," which met at Fort Reno, April 12th, 1867, and of which Captain *E. L. Hertz*, 27th Infantry, was President, as the property of the United States, for which he,

Lieutenant *Link*, was responsible; and did further permit said "Board of Survey," under impression that said beef was the property of the United States, to report it rotten and worthless, and to attach no blame to Lieutenant *Link* for its damage.

All this at or near Fort Reno, D. T., on or about the 6th and 12th of April, 1867.

CHARGE 2—"Misapplication and embezzlement of clothing, the property of the United States."

Specification—In that 1st Lieutenant *H. H. Link*, 36th Infantry, a commissioned officer in the military service of the United States, being Acting Assistant Quartermaster at Fort Reno, D. T., and having received verbal authority from his commanding officer to sell to one *James R. Porter*, a citizen, certain clothing rendered necessary by the circumstances, did sell to said *James R. Porter*, two (2) pairs of blankets and one (1) pair of socks, or thereabouts, the property of the United States, receiving therefor the sum of thirty dollars (\$30), or thereabouts, and did thereafter embezzle said sum of thirty dollars (\$30), or thereabouts, by failing to make any account of its receipt on his official returns and reports as Acting Assistant Quartermaster.

All this at or near Fort Reno, D. T., on or about the 6th of April, 1867.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty," except the words, "and in furtherance of this design," and all following in the specification, except the date and place.

Of the 1st charge—"Not Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore acquit him, 1st Lieutenant *H. H. Link*, 36th Infantry.

The Court is precluded from affixing any punishment to the offence committed, because the charge is brought under a particular Article of War, which is not sustained by the part of the specification of which the Court finds the accused "*Guilty*." But the Court is not to be understood as holding guiltless such conversation as is proved to have been held by the accused, or as approving the grave irregularity committed by him, in the manner in which the clothing was sold and the proceeds accounted for, and the Court does censure both as manifest improprieties and irregularities which should not be tolerated in the service.

II. The proceedings and findings in the case of 1st Lieutenant *H. H. Link*, 36th Infantry, are confirmed. Lieutenant *Link* will be released from arrest and restored to duty.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Captain 27th Inf^{ty}, Act'g Judge Advocate.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, August 25th, 1868.

GENERAL ORDERS, }
No. 26. }

The following circular from the Headquarters Military Division of the Missouri, and General Orders from the Headquarters of the Army, are published for the information and guidance of officers of this command. The requirements thereof will be strictly complied with:

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,
St. Louis, Missouri, August 10th, 1868

CIRCULAR:

Numerous instances occur of discharged soldiers presenting themselves to the chiefs of Pay Districts in this Division, for payment on their discharge papers, but the officers who signed and delivered the discharge papers neglected to notify the Paymasters, through another channel than the discharged soldiers, of the fact of their discharge &c., thus causing delay and inconvenience to the parties interested. the attention of Department Commanders is called to the requirements of General Orders No. 82, Headquarters of the Army, Adjutant General's Office, August 28th, 1867, governing in the case, with directions to cause officers interested to have them strictly complied with.

BY ORDER OF LIEUTENANT GENERAL W. T. SHERMAN:

W. A. NICHOLS,
Assistant Adjutant General.

GENERAL ORDERS (HEADQUARTERS OF THE ARMY,
No. 82.) ADJUTANT GENERAL'S OFFICE,
Washington, August 28, 1868.

The following order, received from the War Department, is published for the information and guidance of all concerned:

To prevent payments on fraudulent soldiers' discharge papers, Paymasters are instructed by the Chief of their Department to refuse payment unless the identity of the soldier is properly established. (Circular No. 58, August 12, 1867, Paymaster General's Office.)

To ensure, as far as practicable, prompt payment of such claims, and at the same time still more carefully guard against fraud, all officers who sign and deliver discharge papers will instruct the soldier to present them to the Chief of the Pay District in which he is serving at the time of his discharge, or, if he prefer, to some other designated Chief of a Pay District; and the officer will then immediately notify, through another channel than the hands of the man discharged, the Paymaster designated, of the fact of such discharge, with date, name, regiment, and company of the soldier, as set forth in the papers.

No payments will be made on discharge papers by any Paymaster except on receipt of such notification, unless he may be otherwise conclusively satisfied of their genuineness, and of the personal identity of the claimant.

BY COMMAND OF GENERAL GRANT:

E. D. TOWNSEND,
Assistant Adjutant General.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,
Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, August 26th, 1868.

GENERAL ORDERS, }
No. 27. }

The sentence to hard labor in penitentiary, awarded Private *George Smith*, Company "H," 2d Cavalry, and promulgated in General Orders No. 8, current series, from these Headquarters, is remitted.

The prisoner, having already been dishonorably discharged from the service, will be released from the penitentiary at Madison, Iowa, where he is now held confined.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, September 1st, 1868.

GENERAL ORDERS, }
No. 28. }

I. At his own request, Captain *William H. Bisbee*, 27th Infantry, is relieved from duty at these Headquarters, and authorized to avail himself of leave of absence already granted him.

II. Brevet Colonel *Lewis Merrill*, Captain 2d Cavalry, is hereby relieved from duty as Acting Assistant Inspector General at these Headquarters, and is announced as Acting Judge Advocate of the Department.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

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G. C. M.

1. Sergeant *Charles W. Renell*, Company I, 4th Infantry.
 2. Private *Albert A. Coburn*, Company G, 4th Infantry.
 3. Sergeant *Charles Debergh*, Company B, 18th Infantry.
 4. Private *Solomon Albaugh*, Company B, 18th Infantry.
 5. Private *John Stutes*, Company B, 18th Infantry.
 6. Private *Simon Green*, Company B, 18th Infantry.
 7. Private *Erik Erikson*, Company B, 18th Infantry.
 8. Private *Patrick Henry*, Company B, 18th Infantry.
 9. Private *Jerry Griskill*, Company B, 18th Infantry.
 10. Private *John Howard*, Company B, 18th Infantry.
 11. Corporal *Hubera R. King*, Company B, 18th Infantry.
 12. Private *Charles Pope*, Company B, 18th Infantry.
 13. Private *Adam Rhode*, Company L, 2d Cavalry.
 14. ~~Private *Patrick Sullivan*, Company I, 2d Cavalry.~~
-

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, September 5th, 1868.

GENERAL ORDERS, }
No. 29. }

I. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 2, Special Field Orders No. 1, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carleton*, Captain 4th Infantry, is President, were arraigned and tried:

1st. Sergeant *Charles W. Renell*, Company I, 4th Infantry.

CHARGE 1—"Neglect of duty, to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Sergeant *Charles W. Renell*, of Company I, 4th Infantry, having been detailed in charge of a party of enlisted men piling corn in the Quartermaster's store-

honse at Fort Laramie, D. T., on or about the 10th day of January, 1868, did connive at and permit some of said men, viz: Privates *Clary*, *Bassett* and *Baker*, of I, Company 4th Infantry, to open some boxes and take out twenty-five (25) cavalry over coats, twenty-five (25) dress coats, twenty-five (25) cavalry trowsers and other clothing, more or less, the property of the United States, and for which Mr. *A. T. Chamblin*, Special Indian Agent, is responsible.

Specification 2—In this: That he, the said Sergeant *Charles W. Renell*, of Company I, 4th Infantry, upon seeing some men, viz: Privates *Clary*, *Bassett* and *Baker* of Company I, 4th Infantry, of his party, carry off the stolen clothing, did say, "you had better not be caught," or words to that effect.

This at Fort Laramie, D. T., on or about January 10th, 1868.

CHARGE 2—"Attempt at subornation of perjury, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Sergeant *Charles W. Renell*, of Company I, 4th Infantry, did knowingly and willfully attempt to suborn Private *Marinus Cook*, of Company I, 4th Infantry, a witness against him, the said *Renell*, and others, to commit perjury, in the execution or furtherance of which, he, the said *Renell*, did offer a bribe to the said *Cook*, viz: The sum of twenty dollars (\$20), or thereabouts.

This at Fort Laramie, D. T., on or about the 25th day of April, 1868.

To which charges and specifications the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification 1st charge—"Guilty," except the words "connive at" and "blankets."

Of the 2d specification 1st charge—"Not Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Sergeant *Charles W. Renell*, of I Company, 4th U. S. Infantry, to be reduced to the rank of a private sentinel; to forfeit to the United States all pay and allowances due or that may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and to be imprisoned for the period of one (1) year, in such penitentiary as the Commanding General may designate.

II. Before a General Court Martial, which convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, were arraigned and tried:

2d. Private *Albert A. Coburn*, Company G, 4th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Albert A. Coburn*, Company G, 4th Infantry, to forfeit to the United States all pay and allowances that are now or may become due him, except the just dues of the laundress; to be branded on the left hip with the letter "D," one and one-half inches long; to have the right side of of his head shaved, and to be drummed out of the service of the United States,

III. Before a General Court Martial which convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 138, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *J. K. Mizner*, Captain 2d Cavalry, is President, were arraigned and tried:

3d. Sergeant *Charles Debergh*, Company B, 18th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, *Charles Debergh*, a duly enlisted soldier in the Army of the United States, and a Sergeant of Company B, 18th Infantry, did take and appropriate to his own use, or to the use of other parties whose names are unknown, two hundred and thirty-nine (239) pounds of ham, more or less, the property of the United States, and for which Lieutenant *C. S. Heintzleman*, A. C. S., at Fort Kearny, Neb., is responsible, while he, the said Sergeant *Charles Debergh*, had command of the detachment at Kearny Station, Neb., with instructions to guard and protect the government stores at that post.

All this at Kearny Station, Neb., on or about the 22d day of July, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, Sergeant *Charles Debergh*, Company B, 18th Infantry, to be reduced to the ranks and to forfeit twelve dollars (\$12) per month of his monthly pay for the period of four (4) months.

4th. Private *Solomon Albaugh*, Company B, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, *Solomon Albaugh*, a duly enlisted soldier of the Army of the United States, and a Private of Company B, 18th Infantry, did steal and appropriate to his own use one (1) breech-loading Springfield rifle musket and accoutrements, all of which was the property of the United States, and for which Captain *Morgan L. Ogden*, 18th Infantry, is responsible.

This at Plum Creek Station, on or about the 10th day of August, 1868.

To which charges, and the specifications appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Solomon Albaugh*, Company B, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are now, or that may become due him; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be confined in such penitentiary as the Department Commander may direct, for the period of one (1) year.

5th. Private *John Stutes*, Company B, 18th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Stutes*, of Company B, 18th Infantry, a duly enlisted soldier of the Army of the United States, did steal and appropriate to his own use one (1) breech-loading Springfield rifle musket, and accoutrements, all of which was the property of the United States, and for which Captain *Morgan L. Ogden*, 18th Infantry, is responsible.

This at Plum Creek Station, Neb., on or about the 10th day of August, 1868.

To which charges, and the specifications appended, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," excepting the words "and accoutrements."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *John Stutes*, Company B, 18th Infantry, to be dishonorably discharged the service of the United States, forfeiting all pay and allowances that are now, or that may become due him; to have his head shaved and to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be confined in such penitentiary as the Department Commander may direct, for the period of one (1) year.

6th, Private *Simon Green*, Company B, 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *Simon Green*, a duly enlisted soldier in the Army of the United States, and a Private of B Company, 18th Infantry, did, after having been duly detailed as a member of the camp guard, refuse to perform said duty.

All this at Plum Creek Station, Neb., on or about the 7th day of August, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, Private *Simon Green*, Company B, 18th Infantry, to be confined at hard labor, in charge of his camp guard of his company, for the period of one (1) month, and to forfeit twelve dollars (\$12) per month of his monthly pay for the same period.

7th. Private *Erik Erikson*, Company B, 18th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, *Erik Erikson*, a duly enlisted soldier in the Army of the United States, and a Private of Company B, 18th Infantry, did, after having been duly posted as a sentinel in front of the guard-house, permit one *James Sherman*, a prisoner confined for desertion, to escape from said guard-house.

All this at Plm Creek Station, Neb., on or about the 1st day of August, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," but attach no criminality thereto.

Of the charge—"Not Guilty,"

and does therefore acquit him. Private *Erik Erikson*, Company B, 18th Infantry.

8th. Private *Patrick Henry*, Company B, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Patrick Henry*, Company B, 18th Infantry, to forfeit all pay

and allowances that are now or that may become due him; to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved, and to be drummed out of the service.

9th. Private *Jerry Griskill*, Company B, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Jerry Griskill*, Company B, 18th Infantry, to forfeit all pay and allowances that are now, or that may become due him, to be indelibly marked on the left hip with the letter "D," one and one-half inches long; to have his head shaved, and to be drummed out of the service.

10th. Private *John Howard*, Company B, 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded as follows:

To the specification—"Guilty," except the words "did desert."

To the charge—"Not Guilty," but "Guilty of absence without leave."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Howard*, Company B, 18th Infantry, to forfeit all pay and allowances that are now, or that may become due him; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half inches long, and to be drummed out of service.

11th. Corporal *Hubert R. King*, Company B, 18th Infantry.

CHARGE—"Drunkenness on duty."

Specification 1—In this: That he, *Hubera R. King*, a duly enlisted soldier in the Army of the United States, and a Corporal of B Company, 18th Infantry, did, after being duly detailed and mounted as corporal of the guard, become so drunk as to be unable to perform said duty.

All this at Plum Creek Station, Neb., on or about the 14th day of July, 1868.

Specification 2—In this: That he, the said *Hubera R. King*, a Corporal of B Company, 18th Infantry, did, while in charge of a detachment of enlisted men of B Company, 18th Infantry, who were detailed to arrest certain deserters at or near Wood River, Neb., become so drunk as to be incapable of performing his proper duties.

All this at or near Wood River Station, Neb., on or about the 26th day of July, 1868.

To which charge and specifications the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *Hubera R. King* Company B, 18th Infantry, to be reduced to the ranks, and to forfeit ten dollars (\$10) per month of his monthly pay for the period of four (4) months.

12th. Private *Charles Pope*, Company B, 18th Infantry.

CHARGE—"Drunk on guard."

Specification—In this: That he, *Charles Pope*, a duly enlisted soldier in the Army of the United States, and a Private of Company B, 18th Infantry, did, after having been duly mounted as a member of the camp-guard, become so drunk as to be unable to perform his duties.

All this at Plum Creek Station, Neb., on or about the 28th day of July, 1868.

To which charge and specification the accused pleaded "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Pope*, Company B, 18th Infantry.

13th. Private *Adam Rhode*, Company L, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification appended, the accused pleaded "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Adam Rhode*, Company L, 2d Cavalry, to forfeit all pay and allowances that are now, or that may become due him; to have his head shaved; to be indelibly marked with the letter "D," on the left hip, one and one-half inches long, and to be trumpeted out of the service.

IV. The proceedings and findings in the case of Sergeant *Charles W. Renell*, Company I, 4th Infantry, under the 1st specification, 1st charge, are disapproved. The Court finds the accused "Guilty," except the words "connive at" and "blankets." The word "blankets" is not mentioned in the specification. To assume its presence and reject it is irregular. The remainder is approved. The sentence is confirmed, but, a majority of the members of the Court, recommending the case to the clemency of the reviewing officer, in consideration of the previous good character of the accused, it is mitigated to a forfeiture of twelve dollars (\$12) per month of his monthly pay for the period of four (4) months, and reduction to the ranks as a private soldier.

V. The proceedings and findings in the case of Private *Albert A. Coburn*, Company G, 4th Infantry, are approved. The sentence is confirmed and will be carried into execution.

VI. The proceedings and findings in the cases of Sergeant *Charles Debergh*, and Privates *Jerry Griskill* and *John Howard*, Company B, 18th Infantry, and Private *Adam Rhode*, Company L, 2d Cavalry, are approved. The sentences, in each case, are confirmed and will be duly executed.

The proceedings and findings in the cases of Privates *Solomon Albaugh* and *John Stutes*, Company B, 18th Infantry, are approved. The sentences, in each case, are confirmed and the penitentiary at Madison, Iowa, designated as the place of confinement for the prisoners, to which point they will be conducted, under suitable guard, with a copy of this order.

The proceedings and findings in the cases of Privates *Erik Erikson* and *Charles Pope*, Company B, 18th Infantry, are approved. The prisoners will be released from confinement and restored to duty with their company.

The proceedings and findings in the case of Private *Simon Green*, Company B, 18th Infantry, are approved. The sentence is confirmed, but, on the recommendation of all the members of the Court, is remitted. The prisoner will be released from confinement, and restored to duty with his company.

The proceedings and findings in the case of Private *Patrick Henry*, Company B, 18th Infantry, are approved. The sentence is confirmed, but, on the recommendation of all the members of the Court, based upon the prisoner's previous good conduct, is mitigated to confinement under guard for the period of four (4) months, and a forfeiture of ten dollars (\$10) per month of his monthly pay for the same period.

The proceedings and findings in the case of Corporal *Hubert R. King*, Company B, 18th Infantry, are approved. The sentence, being irregular under the 45th Article of War, is disapproved. Corporal *King* will be released from arrest and restored to duty with his company.

VII. The General Court Martial, convened at Fort Laramie, D. T., pursuant to Paragraph 2, Special Field Orders No. 1, current

series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Carleton*, Captain 4th Infantry, is President, is hereby dissolved.

VIII. The General Court Martial, convened at Fort Laramie, D. T., pursuant to Paragraph 1, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Major *A. B. Cain*, Captain 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Private *William Carney*, Company M, 2d Cavalry.
 2. Private *Martin Oberst*, Company M, 2d Cavalry.
 3. Private *Conrad Burk*, Company M, 2d Cavalry.
 4. Private *Timothy Falvey*, Company M, 2d Cavalry.
 5. Private *Eugene Sullivan*, Company I, 18th Infantry.
 6. Engler *John Lynch*, Company M, 2d Cavalry.
 7. Corporal *Daniel Loomis*, Company K, 18th Infantry.
 8. Private *Jeremiah Donoran*, Company K, 18th Infantry.
 9. Quartermaster Sergeant *Julius Pribritz*, 18th Infantry.
 10. Private *Francis O'Conner*, Company M, 2d Cavalry.
-

HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, September 16th, 1868.*

GENERAL ORDERS, } No. 30. }

1. Before a General Court Martial, which convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 134, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Anson Mills*, Captain 18th Infantry, is President, were arraigned and tried:

1st. Private *William Carney*, Company M, 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *William Carney*, of Company M, 2d Cavalry, did attempt to strike Sergeant *George Dimmick*, of M Company, 2d Cavalry, while in the discharge of his duty as Sergeant.

Specification 2—In this: That he, Private *William Carney*, of Company M, 2d Cavalry, did use insulting language towards 1st Lieutenant *Carroll H. Potter*, Regimental Adjutant 18th Infantry, to-wit: " * * * ," or words to that effect.

This at Fort Sedgwick, C. T., on or about the 5th day of August, 1868.

To which charge, and specifications thereto, the accused pleaded as follows:

To the 1st specification—"Guilty," except to the words "while in the discharge of his duty."

To the 2d specification—"Guilty."

To the charge—"Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Carney*, M Company, 2d Cavalry, to be confined at hard labor, in charge of the guard, at the post where his company may be serving, for the period of four (4) months, and to forfeit ten dollars (\$10) of his monthly pay for the same period.

2d. Private *Martin Oberst*, Company M, 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Martin Oberst*, M Company, 2d Cavalry, to forfeit all pay and allowances now due, or that may become due, except the just dues of the laundress; to have his head shaved; to be drummed out of the post, and to be dishonorably discharged the service of the United States.

3d. Private *Conrad Burk*, Company M, 2d Cavalry.

CHARGE—"Sleeping on post."

Specification—In this: That he, Private *Conrad Burk*, of Company M, 2d Cavalry, being regularly mounted as a member of the guard, and after being posted as a vidette, did go to sleep on his post.

This at Fort Sedgwick, C. T., on or about the 20th day of June, 1868.

To which charge, and specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Conrad Burk*, M Company, 2d Cavalry, to forfeit all pay due, or to become due, except the just dues of the laundress; to be drummed out of the post, and to be dishonorably discharged the United States service.

4th. Private *Timothy Falvey*, Company M, 2d Cavalry.

CHARGE—"Drunkenness on duty."

Specification—In this: That he, Private *Timothy Falvey*, of Company M, 2d Cavalry, having been regularly mounted as a member of the stable guard, did become so intoxicated as to be unable to perform the duties of a soldier.

This at Fort Sedgwick, C. T., on or about the 18th day of July, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Timothy Falvey*, M, Company, 2d Cavalry, to be confined in charge of the guard at the post where his company may be serving, for a period of three (3) months, to stand on a barrel each day in front of the post guard-house, wearing a placard with the words "Drunk on duty," inscribed thereon, from first call for dress-parade, or retreat, until the companies have been dismissed on the company parade.

5th. Private *Eugene Sullivan*, Company I, 18th Infantry.

CHARGE—"Desertion of post."

Specification—In this: That he, *Eugene Sullivan*, Private I Company, 18th Infantry, being a member of the guard, mounted at Fort

Sedgwick, C. T., on the 19th of August, 1868, and having been properly posted as a sentinel, to guard the hay-stack, did desert his post and musket without being properly relieved, and did remain so absent, until arrested by the sergeant of the guard, in the quarters of I Company, 18th U. S. Infantry.

All this at Fort Sedgwick, C. T., on or about the 20th day of August, 1868.

To which charge and specification the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Eugene Sulliran*, I Company, 18th Infantry, to forfeit fourteen dollars (\$14) of his monthly pay for three (3) months, and to be confined in charge of the guard at the post where his company may be serving, for the same period.

6th. Bugler *John Lynch*, Company M, 2d Cavalry.

CHARGE—"Obtaining goods under false pretenses, to the prejudice of good order and military discipline."

Specification—In this: That he, Bugler *John Lynch*, of Company M, 2d Cavalry, having obtained goods from Mr. *C. E. Bothwell*, Post Trader at Fort Sedgwick, C. T., to the amount of ten (\$10) dollars on the following orders, viz:

Fort Sedgwick, C. T., May 15th, 1868.

MR. BOTHWELL:—Will please let the bearer Bugler *John Lynch*, Company M, 2d Cavalry, have five (\$5) dollars worth of goods, for which he will pay on pay day.

(Signed) J. MIX,

Captain 2d Cavalry, Commanding Company.

Fort Sedgwick, C. T., June 13th, 1868.

POST SUTLER:—Will let the bearer Bugler *John Lynch*, of M Company, 2d Cavalry, have five dollars (\$5) worth of checks, for which he will pay on pay day.

(Signed) J. MIX,

Captain 2d Cavalry, Commanding Company M.

Did on the 16th day of July, 1868, when he was paid the sum of fifty dollars and thirty-nine cents (\$50.39), fail and refuse to pay said just debt.

All this at Fort Sedgwick, C. T., on or about the dates above given.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty," except the words "did on the 16th day July, 1868, when he was paid the sum of fifty dollars and thirty-nine cents (\$50.39), fail and refuse to pay said just debt."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—confirms the plea of the accused, and finds him "Guilty," of the facts alleged, except the words "did on the 16th day of July, 1868, when he was paid the sum of fifty dollars and thirty-nine cents (\$50.39), fail and refuse to pay said just debt," but attach no criminality thereto.

Of the charge—confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Bugler *John Lynch*, M Company, 2d Cavalry.

7th. Corporal *Daniel Loomis*, Company K, 18th Infantry.

CHARGE—"Drunkenness, to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Corporal *Daniel Loomis*, Company K, 18th Infantry, was so drunk on Sunday morning inspection, as to be totally unfit to perform the duties of a soldier.

Specification 2—In this: That he, the said Corporal *Daniel Loomis*, Company K, 18th Infantry, having been regularly detailed for duty, as corporal of the guard, was so drunk as to be totally unfit to perform the duties of a non-commissioned officer of the guard.

All this at or near Sidney Barracks, Neb., on or about the morning of July 5th, 1868.

To which charge and specification, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Corporal *Daniel Loomis*, K Company, 18th Infantry, to be reduced to the ranks.

8th. Private *Jeremiah Donoran*, Company K, 18th Infantry.

CHARGE 1—"Absence without leave."

Specification—In this: That he, the said Private *Jeremiah Donoran*, Company K, 18th Infantry, did leave his camp near Wyoming City, D. T., without proper permission, and did remain so absent until arrested by a patrol sent out for that purpose.

All this at or near Wyoming City, D. T., on or about the evening of June 12th, 1868.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Jeremiah Donoran*, Company K, 18th Infantry, did leave his camp, near Wyoming City, D. T., and did become so drunk, as to be unable to perform the duties of a soldier.

All this at or near Wyoming City, D. T., on or about the evening of June 12th, 1868.

CHARGE 3—"Disobedience of orders."

Specification—In this: That he, the said Private *Jeremiah Donoran*, Company K, 18th Infantry, having been ordered by his Commanding Officer, Brevet Major *James Stewart*, to carry his gun and knapsack, during the day's march from camp near Wyoming City, D. T., to Fort Sanders, D. T., did throw them away and did refuse to carry them.

All this at or near Wyoming City, D. T., on or about the morning of the 13th of June, 1868.

To which charges and specifications the accused pleaded as follows:

To the specification to 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the specification to 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the specification to 3d charge—"Not Guilty."

To the 3d charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Jeremiah Donovan*, K Company, 18th Infantry, to be confined at hard labor, under charge of the guard, at the post where his company may be serving, for the period of three (3) months, and to forfeit to the United States the amount of ten dollars (\$10) per month of his monthly pay for the same period.

9th. Quartermaster Sergeant *Julius Prihwitz*, 18th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, Quartermaster Sergeant *Julius Prihwitz*, of the 18th U. S. Infantry, did, at or near Fort Fetterman, D. T., on or about the 28th of May, 1868, in consideration of the sum of twenty dollars (\$20), or thereabouts, sell or otherwise unlawfully dispose of, to one *Frank D. Yates*, a citizen, at Fort Fetterman, D. T., one (1) bale of new canvas, measuring one hundred and twenty-eight (128) yards, more or less, said canvas being the property of the United States, and did appropriate the proceeds of said sale or unlawful disposition, to his own benefit.

To which charge and specification the accused pleaded as follows:

To the specification—"Guilty," except the words "unlawfully dispose of," also "said canvas being the property of the United States, and did appropriate the proceeds of said sale or unlawful disposition, to his own use," to these words "Not Guilty."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification—"Guilty," with the exception of the words "unlawfully dispose of," also "said canvas being the property of the United States, and did appropriate the proceeds of said sale or unlawful disposition, to his own benefit," but attach no criminality thereto.

Of the charge—"Not Guilty," and does therefore acquit him, Quartermaster Sergeant *Julius Prilwitz*, 18th Infantry.

10th. Private *Francis O'Conner*, Company M, 2d Cavalry.

CHARGE 1—"Mutinous conduct, to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *Francis O'Conner*, of M Company, 2d Cavalry, did attempt to seize and take away the carbine issued to Private *Jeremiah J. Gorman*, of M Company, 2d Cavalry, while he, the said *Gorman*, was in the discharge of his duty as sentinel.

Specification 2—In this: That he, Private *Francis O'Conner*, of M Company, 2d Cavalry, did take the carbine issued to Private *William Riley*, of M Company, 2d Cavalry, member of the guard, and threaten to shoot Corporal *Daniel Fitzpatrick*, of M Company, 2d Cavalry, while in the discharge of his duty.

All this at Fort Sedgwick, C. T., on or about July 24th, 1868.

CHARGE 2—"Abuse of public property, to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *Francis O'Conner*, of M Company, 2d Cavalry, did beat and abuse the horses under his care, with a curb bridle, also taking the private horse of Captain *John Mix*, (Commanding Company M, 2d Cavalry,) out and running him in an unnecessary and improper manner.

Specification 2—In this: That he, Private *Francis O'Conner*, of M Company, 2d Cavalry, did take the carbine issued to Private *William Riley*, of M Company, 2d Cavalry, member of the guard, the property of the United States, for which Captain *John Mix*, 2d Cavalry, is responsible, and broke the said carbine on a post in the company stable.

All this at Fort Sedgwick, C. T., on or about the 24th day of July, 1868.

To which charges, and specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Not Guilty."

To the 2d specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the 1st specification, 1st charge—"Not Guilty."

Of the 2d specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Francis O'Conner*, M Company, 2d Cavalry, to forfeit ten dollars (\$10) of his monthly pay per month for six (6) months, and to be confined in charge of the guard, at hard labor, for the period of three (3) months, at the post where his company may be serving, with a ball weighing twelve (12) pounds attached to his leg by a chain.

II. The proceedings and findings in the cases of Privates *William Carney*, *Martin Oberst*, *Conrad Burk*, *Timothy Falvey* and *Francis O'Conner*, Company M, 2d Cavalry; Private *Eugene Sullivan*, Company I, and Corporal *Daniel Loomis* and Private *Jeremiah Donovan*, Company K, 18th Infantry, are approved. The sentences, in each case, are confirmed and will be executed by the proper commanding officers.

The proceedings, findings and acquittal of the Court, in the case of Bugler *John Lynch*, Company M, 2d Cavalry, are approved and con-

firmed. Bugler *John Lynch* will be released from confinement and restored to duty.

In the case of Quartermaster Sergeant *Prilwitz*, 18th Infantry, the following remarks are made by the reviewing officer:

The Court erred in permitting the counsel for the prisoner to comment on the action of the Judge Advocate of the Court, in regard to the introduction of counsel, and of the Court, in, as he states, requiring the prisoner to plead before he was prepared; in the first case, the matter having been previously fully explained, and in the second, the Court having no reason from anything said by the accused, to think that he was not prepared, and having adjourned twice to grant him more time, when he asked it. These comments were as uncalled for as they are disrespectful, and the Court should have stopped the counsel and compelled him to strike them out.

The amended plea of the accused, was, in reality, a general plea of "Not Guilty," and should have been so recorded by the Court, notwithstanding its language, which, in admitting certain facts, denied all that were essential and contained ~~no~~ specification of crime. The finding and acquittal of the Court are not sustained by the evidence, and are disapproved. The prisoner is charged with selling one hundred and twenty-eight yards of new canvas, the property of the United States, without proper authority to do so. The evidence shows that he sold to a citizen, as if his own property, one hundred and twenty-eight yards of new canvas for twenty-five dollars; that this canvas was in a bale marked "A. A. Q. M., Fort Fetterman, from Wm. Myers, A. Q. M., Omaha, Nebraska." The quantity and character of the article sold; the marks on it; the place where it was sold; the business of the seller, and of the person from whom he attempts to show that he got it, both being Regimental Quartermaster Sergeants and not dealers in dry goods, and the price at which it was sold, all of which were testified to before the Court, were enough to show that it was impossible for this man not to doubt his right to dispose of it, and to make him know that in whatever way it had come into his possession it was certainly the rightful property of the United States, and had he been at all disposed to honestly do his duty, he

would have reported the matter to the proper authority, and had it decided before he attempted to sell. Certainly his failure to do so, shows that he is unfit for his present position. It is not easy to see how the Court could come to the finding it did with such evidence before it.

Sergeant *Prilwitz* will be released from arrest and returned to duty.

III. The General Court Martial, convened at Fort Sedgwick, C. T., pursuant to Paragraph 2, Special Orders No. 134, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *Anson Mills*, Captain 18th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, September 18th, 1868.

GENERAL ORDERS, }
No. 31. }

I...The following decision of the Judge Advocate General, approved by the Secretary of War, and transmitted from the Adjutant General's Office to the Commanding General Department of the Platte, on the 25th ultimo, is published for the information and guidance of all concerned, viz:

"There is at this time no tax on sutlers or traders, authorized by law or regulation. The office of sutler was wholly abolished by the Act of July 28th, 1866, and that of trader, established by Joint Resolution of Congress of March 30th, 1867, is not deemed so far analogous to that of sutler as to permit the imposition upon the trader, of any such tax as that formerly under the regulations upon sutlers. Not only is the trader not appointed by the authority who is also empowered to make army regulations—the Secretary of War; but he is not appointed for the special use or convenience of troops, but for the accommodation of emigrants, freighters and other citizens. Moreover, instead of being the sole or chief vender to soldiers of miscellaneous goods, he is generally restricted to the sale to them of certain articles only. It is held that he cannot legally or equitably be subjected to any tax whatever."

II...Ration returns for soldiers and employees will not, in future, except in extraordinary cases, be made for periods longer than eleven days.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp

THE HISTORY OF THE
CITY OF BOSTON

FROM THE FIRST SETTLEMENT
TO THE PRESENT TIME
BY
JOSEPH NEALE
OF THE BOSTON BAR
IN TWO VOLUMES
VOL. I.
BOSTON: PUBLISHED BY
J. NEALE, AT THE SIGN OF THE
CROWN, IN CORNHILL.
1805.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, September 21st, 1868.

GENERAL ORDERS, }
No. 32. }

I...Inspections of troops, and property for condemnation, will, in future, be made quarterly by the regularly appointed Inspector of the Department, or one of his assistants.

II...Inspections of property with a view to its condemnation, except in the case of perishable articles, requiring the immediate action of an inspector, will, in future, be made only by the Acting Assistant Inspector General of the Department, or by special inspector appointed from these Headquarters.

In case of perishable articles, requiring immediate action, the inspection may be made by the post commander, and will then be reported forthwith to these Headquarters.

III...To secure prompt action in the disposition of property deemed unserviceable or worthless, those having property of this character on hand will forward to these Headquarters at the end of each quarter an inventory of said property, made out in the prescribed form, setting forth all the facts necessary for intelligent action in the case; as for instance, its condition, the length of time on hand, and its condition when received. On this should be endorsed a statement of some disinterested officer, preferably the post commander, that the condition of the property is as stated.

IV...Should an officer not specially assigned to inspection duty on the Department Staff be directed to make the inspection, he will receive specific instructions from these Headquarters on the matter presented for his action, and also such suggestions, relative to the disposition of the property, as may be deemed best for the interest of the service.

BY COMMAND OF BREVET MAJOR GENERAL ARGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp



G. C. M.

1. Private *Jesse Christie*, Company "C," 4th Infantry.
 2. Private *Frederick Mason*, Company "E," 4th Infantry.
 3. Private *Thomas Kelly*, Company "D," 2d Cavalry.
 4. Private *Charles E. Piuk*, Company "I," 30th Infantry.
 5. Private *George Metzcher*, Company "D," 30th Infantry.
 6. Private *William L. Smith*, Company "E," 18th Infantry.
 7. Private *Michael McNirvire*, Company "E," 18th Infantry.
 8. Private *John H. Montague*, Company "E," 18th Infantry.
 9. Private *John H. Kane*, Company "E," 18th Infantry.
 10. Private *William Nelligan*, Company "F," 2d Cavalry.
 11. Private *Thomas J. Williams*, Company "E," 18th Infantry.
 12. Private *Patrick McGrath*, Company "H," 2d Cavalry.
 13. Private *Charles Carroll*, Company "H," 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, September 20th, 1868.*

GENERAL ORDERS, } No. 33. }

I...Before a General Court Martial, which convened at Fort Fetterman, D. T., pursuant to Paragraph 2, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th Infantry, is President, were arraigned and tried:

1st. Private *Jesse Christie*, Company "C," 4th Infantry.

CHARGE—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Jesse Christie*, Company "C," 4th Infantry, being a member of the guard, having been ordered by Corporal *Bartlett Wilson*, Company "I," 4th Infantry, to remain behind in charge of three (3) general prisoners—*Thomas Clary*, Pri-

vate of Company "I," 4th Infantry, Private *Joseph Bassett*, Company "I," 4th Infantry, and Private *George P. Gregg*, Company "C," 4th Infantry, did allow said prisoners to take their rifles, accoutrements and ammunition, and escape from him.

All this at or near Big Bitter Cottonwood, D. T., on or about the 20th day of May, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Jesse Christie*, Company "C," 4th U. S. Infantry, to be confined at hard labor, under charge of the guard, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period.

2d. Private *Frederick Mason*, Company "E," 4th Infantry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *Frederick Mason*, Company "E," 4th U. S. Infantry, did steal from the United States, and appropriate to his own use, one (1) mule, and one (1) set of mule harness.

This at or near Cheyenne, D. T., on or about May 6th, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," except the word "desert," and substitute therefore "absent."

Of the 1st charge—"Not Guilty" of desertion, but "Guilty" of absence without leave.

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Frederick Mason*, Company "E," 4th Regiment U. S. Infantry, to forfeit to the United States all pay now due, or that may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States; to be indelibly marked on the left hip with the letter "T," one and a half ($1\frac{1}{2}$) inches long, and to be confined in such penitentiary as the Commanding General may direct for the period of one (1) year.

3d. Private *Thomas Kelly*, Company "D," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," of so much as alleges that he was absent without authority from the 12th to the 14th of April, 1868, but owing to the peculiar circumstances of the case, attach no criminality thereto.

Of the charge—"Not Guilty," and does therefore acquit him, Private *Thomas Kelly*, Company "D," 2d Cavalry.

II...Before a General Court Martial, which convened at Fort Fred. Steele, D. T., pursuant to Paragraph 1, Special Orders No. 125, current series, from these Headquarters, and of which Brevet Major *A. J. Dallas*, Captain 30th Infantry, is President, were arraigned and tried:

4th. Private *Charles E. Pink*, Company "I," 30th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Charles E. Pink*,

Company "I," 30th U. S. Infantry, did sell or otherwise dispose of the following articles of clothing, issued to him by the United States: One (1) uniform coat.

This at Fort D. A. Russell, D. T., on or about the 22d day of February, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him as follows:

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Not Guilty."

Of the 2d charge—"Not Guilty,"

and does therefore sentence him, the said Private *Charles E. Pink*, Company "I," 30th U. S. Infantry, to forfeit and pay to the United States the sum of ten dollars (\$10) of his monthly pay for one (1) month.

5th. Private *George Metzcher*, Company "D," 30th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, the said *George Metzcher*, Private Company "D," 30th U. S. Infantry, to forfeit to the United States all pay and allowances that are now or that may become due, except the just dues of the laundress; to be confined at hard labor in the guard-house for the period of six (6)

months, and then to be dishonorably discharged the service of the United States.

III...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 1, Special Orders No. 130, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Alden*, Surgeon U. S. Army, is President, were arraigned and tried:

6th. Private *William L. Smith*, Company "E," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and does therefore sentence him, Private *William L. Smith*, Company "E," 18th U. S. Infantry, to forfeit all pay and allowances due or to become due; to be branded on the left hip with the letter "D," one and a half ($1\frac{1}{2}$) inches long; to have his head shaved and be drummed out of service.

7th Private *Michael McNirmire*, Company "E," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and does therefore sentence him, Private *Michael McNirmire*, Company "E," 18th U. S. Infantry, to forfeit all pay and allowances due or that may become due; to be branded with the letter "D," one and one-half ($1\frac{1}{2}$) inches long upon the left hip; to be confined at hard labor, under charge of the guard, for six (6) months, wearing a ball weighing twelve (12) pounds connected to the left ankle by a chain six (6) feet long, and, at the end of that time, to have his head shaved and be drummed out of service.

8th. Private *John H. Montague*, Company "E," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and does therefore sentence him, Private *John H. Montague*, Company "E," 18th Infantry, to forfeit all pay and allowances due or that may become due; to be branded with the letter "D," one and one-half ($1\frac{1}{2}$) inches long upon the left hip; to be confined at hard labor, under charge of the guard, for six (6) months, wearing a ball weighing twelve (12) pounds, connected to the left ankle by a chain six (6) feet long, and, at the end of that time, to have his head shaved and be drummed out of service.

9th. Private *John H. Kane*, Company "E," 18th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and does therefore sentence him, Private *John H. Kane*, Company "E," 18th Infantry, to forfeit all pay and allowances due or that may become due; to be branded with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, upon the left hip; to be confined at hard labor, under charge of the guard, for six (6) months, wearing a ball weighing twelve (12) pounds, connected to the left ankle by a chain six (6) feet long, and, at the end of that time, to have his head shaved and be drummed out of service.

10th. Private *William Nelligan*, Company "F," 2d Cavalry.

CHARGE—"Offering violence against his superior officer."

Specification—In this: That he, Private *William Nelligan*, Company "F," 2d U. S. Cavalry, did draw his sabre and offer violence against his commanding officer, Lieutenant *Seneca H. Norton*, 2d U. S. Cavalry, (he being in the execution of his office), by striking at him with said sabre.

This at Fort David A. Russell, D. T., on or about the 28th day of May, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William Nelligan*, Company "F," 2d Cavalry, to forfeit all pay and allowances that are or may become due; to be confined at hard labor, in charge of the guard, for the period of twelve (12) months, wearing a ball weighing twelve (12) pounds, attached to his left ankle by a chain six (6) feet long; ten (10) days of each month to be passed in solitary confinement, and, at the expiration of his sentence, to be drummed out of service.

11th. Private *Thomas J. Williams*, Company "E," 18th Infantry.

CHARGE 1—"Drunkenness on duty."

Specification—In this: That he, Private *Thomas J. Williams*, "E" Company, 18th Infantry, U. S. A., being regularly detailed on guard, and, on duty as such, did become intoxicated and raise a disturbance in the telegraph office at Pine Bluff Station, U. P. R. R.

All this at Pine Bluff Station, U. P. R. R., on or about the night of July 15th, 1868.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, Private *Thomas J. Williams*, "E" Company, 18th Infantry, U. S. A., being regularly detailed on guard, did become intoxicated and allow his gun, a Springfield breech-loading rifle, property of the United States, to be stolen from him, or did himself dispose of it.

All this at Pine Bluff Station, on or about the night of July 15th, 1868.

Specification 2—In this: That when ordered by 1st Sergeant *C. G. Stanislaus*, "E" Company, 18th U. S. Infantry, (acting under

particular orders from his commanding officer, Captain *E. N. Wilcox*, 18th Infantry), to leave the depot and go to his quarters, he, Private *Thomas J. Williams*, "E" Company, 18th Infantry, did refuse to obey that order, saying: "He would not go down to his quarters," or words to that effect, and did remain away until a guard was sent after him.

All this at Pine Bluff Station, U. P. R. R., on or about the night of July 17th, 1868.

Specification 3—In this: That, when he, Private *Thomas J. Williams*, "E" Company, 18th Infantry, was ordered by 1st Sergeant *C. G. Stanislaus*, "E" Company, 18th Infantry, to work on certain fatigue work, as ordered by his commanding officer, Captain *E. N. Wilcox*, 18th Infantry, he did leave said work without permission and remain absent until arrested by a file of the guard.

All this at Pine Bluff Station, U. P. R. R., on or about the morning of July 18th, 1868.

Specification 4—In this: That he, Private *Thomas J. Williams*, "E" Company 18th Infantry, U. S. A., did, when put in confinement by his commanding officer, Captain *E. N. Wilcox*, 18th Infantry, say in a contemptuous manner, "that he would not pay for a gun if he was charged with it," or words to that effect, and said to 1st Sergeant *C. G. Stanislaus*, "E" Company, 18th Infantry, "you had better leave this country when you get your papers, if I had a cartridge, I'd expend it on you now," or words to that effect.

All this at Pine Bluff Station, U. P. R. R., on or about the morning of July 18th, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," except the words "raise a disturbance."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 3d specification, 2d charge—"Guilty."

Of the 4th specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

and does therefore sentence him, Private *Thomas J. Williams*, Company "E," 18th Infantry, to forfeit to the United States all pay and allowances that are or may become due; to be confined at hard labor, in charge of the guard, for sixty (60) days; at the expiration of that time to be dishonorably discharged the military service of the United States.

12th. Private *Patrick McGrath*, Company "H," 2d Cavalry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That he, *Patrick McGrath*, a Private of Company "H," 2d U. S. Cavalry, did, without provocation, attack, wound, and attempt to kill, with a butcher knife, Private *Samuel Malloy*, Company "H," 2d U. S. Cavalry.

This at Fort D. A. Russell, D. T., on or about the 15th day of February, 1868.

Specification 2—In this: That he, *Patrick McGrath*, a Private of Company "H," 2d U. S. Cavalry, did, without provocation, attack, wound and attempt to kill, with a sabre, Private *Joseph Millett*, Company "H," 2d U. S. Cavalry.

This at Fort D. A. Russell, D. T., on or about the 22d day of February, 1868.

Specification 3—In this: That he, *Patrick McGrath*, a Private of Company "H," 2d U. S. Cavalry, did, without provocation, attack, strike, and attempt to kill, with a sabre, Private *John Glass*, Company "H," 2d Cavalry.

This at Fort D. A. Russell, D. T., on or about the 22d day of February, 1868.

Specification 4—In this: That he, *Patrick McGrath*, a Private of Company "H," 2d U. S. Cavalry, did, without permission, take from the front of the sutler's store a buggy and horse, belonging to a citizen of Cheyenne City, D. T., and did proceed to Cheyenne City, D. T., where he was arrested and compelled to restore the horse and buggy to its owner.

This at Fort D. A. Russell, D. T., on or about the 16th day of February, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Patrick McGrath*, Company "H," 2d Cavalry.

13th. Private *Charles Carroll*, Company "H," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Carroll*, Company "H," 2d Cavalry.

IV...The proceedings, finding and sentence, in the case of Private *Jesse Christie*, Company "C," 4th Infantry, are approved and confirmed, and the sentence will be executed by the proper commanding officer, at the post where his company may be serving.

The carelessness and neglect of duty, as shown by the testimony in this case to have occurred on the part of the officer of the day, and the non-commissioned officer of the guard, are highly reprehensible and merit censure. Leaving one sentinel in charge of three prisoners on the march, is putting a premium on escape of prisoners, and connivance of a sentinel in their escape, by furnishing him a plausible pretext for not compelling them to remain. The proper dis-

charge of duty by the officer of the day would have guarded against this, by making it impossible, except through direct disobedience by the sergeant of the guard.

The proceedings and finding in the case of Private *Frederick Mason*, Company "E," 4th Infantry, are, on the first charge, approved and confirmed. The finding on the second charge is disapproved. The sentence is mitigated to a forfeiture of twelve dollars (\$12) of his pay per month for the period of three (3) months, and thus modified, will be executed by the proper commanding officer.

The proceedings, finding and acquittal, in the case of Private *Thomas Kelly*, Company "D," 2d Cavalry, are approved and confirmed.

The evidence in this case shows that no pains were taken to investigate the charge against this man, when he was arrested and confined. An examination of facts, that were as apparent and accessible then as at the time of trial, would have shown that there was not the slightest reason to suppose that this man intended to desert the service. Such carelessness as this case shows, in preferring charges without investigation, resulted in serious injustice to the soldier, who was for several months awaiting trial on a disgraceful charge, of which it was evident, at the time it was made, he was not guilty. It was entirely within the scope of the duty and privilege of the Court to animadvert severely on the carelessness of the officer through whose neglect this injustice was done.

Private *Kelly* will be released from confinement and restored to duty with his company.

The proceedings and finding in the case of Private *Charles E. Pink*, Company "I," 30th Infantry, are approved. The sentence is confirmed, but, on the recommendation of a majority of the members of the Court, is remitted. Private *Pink* will be released from confinement and restored to duty.

The proceedings, findings and sentence, in the case of Private *George Metzger*, Company "D," 30th Infantry, are approved and confirmed.

Upon the recommendation of all the members of the Court, sitting in the case, based upon the previous high character of the accused, the sentence is mitigated to confinement at hard labor, in charge of the guard at the post where his company may be serving, and forfeiture of ten dollars (\$10) per month of his pay, each, for three (3) months, and as modified, will be executed by the proper commanding officer.

The proceedings, findings and sentences, in the cases of Privates *William L. Smith*, *Michael McNirmire*, *John H. Montague*, and *John H. Kane*, Company "E," 18th Infantry, are, in each case, approved and confirmed. So much of the sentences, in each case, as prescribes branding, is remitted. The sentences, as thus modified, will be executed by the proper commanding officers.

The proceedings, finding and sentence, in the case of Private *William Nelligan*, Company "F," 2d Cavalry, are approved and confirmed.

On the recommendation of all but one of the members of the Court sitting in the trial of the case, the sentence is mitigated to a forfeiture of twelve dollars (\$12) of his pay per month for two (2) months, and solitary confinement, on bread and water, for fourteen (14) days.

The conduct of the officer assaulted, however reprehensible and unnecessary, furnishes no justification to the soldier, but it is thought that the ends of discipline will be served by the mitigated sentence.

The proceedings, finding and sentence, in the case of Private *Thomas J. Williams*, Company "E," 18th Infantry, are approved and confirmed. The sentence will be executed by the proper commanding officer.

In this case, the Court is in error in overruling a question put by the accused to a witness for the prosecution, as to the witness' sobriety on the occasion. It materially affected the weight of the witness' testimony, if it were shown that he too had been drunk with the rest. It was a proper question to ask him, and not putting him on trial to ask it. The proceedings are, nevertheless, approved, as

it appears from the testimony that this question, if answered, would have shown that the witness was sober.

The proceedings, finding and acquittal, in the cases of Privates *Patrick McGrath* and *Charles Carroll*, Company "H," 2d Cavalry, are, in each case, approved and confirmed. Privates *McGrath* and *Carroll* will be released from confinement and returned to duty.

V...It is observed that Courts frequently award sentences in language which so much wants clearness, that it becomes necessary to modify the sentence to make clear the probable intention of the Court, and to have it properly executed. Such want of clearness seems unnecessary, and more care in expressing the meaning of the Court is expected in future. The same careless and inexact use of language is constantly observed in charges and specifications which are sent up for trial. In all cases it seems easy to describe accurately and succinctly the offense, and when it comes under any of the specific Articles of War, it should be set out as nearly as possible in the same words as are used in the law.

VIII...The General Court Martial, convened at Fort Fetterman, D. T., pursuant to Paragraph 2, Special Orders No. 109, current series, from these Headquarters, and of which Brevet Colonel *William McE. Dye*, Major 4th Infantry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, October 14th, 1868.

GENERAL ORDERS, }
No. 34.

I...Subject to the approval of the Secretary of War, the barracks, now in course of construction near this city, will be known and designated as "Sherman Barracks," after Lieutenant General *W. T. Sherman*, U. S. Army.

II...The following General Order is published for the information of all concerned :

GENERAL ORDERS } HEADQUARTERS OF THE ARMY,
No. 78. } ADJUTANT GENERAL'S OFFICE,
Washington, September 21, 1868.

The following order received from the War Department, is published for the government of all concerned:—

Department Commanders will report to the Adjutant General of the Army, with a view to their being brought before a Retiring Board, the cases of all officers in their Departments who are incapacitated for active service.

Habitual intemperance, frequenting gambling houses, and other vicious habits which disqualify an officer for the proper discharge of active military duties, or make him habitually neglectful; and in general, any cause which in the opinion of the Department Commander renders an officer palpably inefficient and unfit for the military service, will be regarded as proper subjects for the consideration and report of the Retiring Board.

The report of the Department Commander in each case should contain a specific statement of facts, and the names of witnesses to prove them.

BY COMMAND OF GENERAL GRANT:

E. D. TOWNSEND,
Assistant Adjutant General.

District, Regimental and Post Commanders will immediately report to these Headquarters the names of all officers belonging to their commands incapacitated for active service from any of the

causes enumerated in the foregoing order. These reports will include a specific statement of facts, in each case, with the names of witnesses to prove them. Similar reports will be made in future, from time to time, as may be required for the interests of the service.

III...The following communication from the Adjutant General's Office, is published for the information of this command:

ADJUTANT GENERAL'S OFFICE,
Washington, September 23d, 1868.

To the Commanding General,
Department of the Platte,
Thro' Headquarters Military Division of the Missouri,
St. Louis, Missouri.

SIR: It having been reported to this office that 2d Lieutenant *W. S. Mackay*, 29th Regiment of Infantry, deserted the service of the United States from Lynchburg, Virginia, on the 18th day of July, 1868, you are respectfully requested to cause the necessary measures to be taken to effect his arrest as a deserter, if possible, should he pass through your command.

In the event of his arrest you will please report the fact at once to the Adjutant General of the Army, causing due vigilance to be exercised to prevent his escape until arrangements can be made to have him brought to trial.

The records of this office show that Lieutenant *Mackay* was appointed from the Army, was born in Devenport, England, and at date of appointment claimed Massachusetts as his residence.

Said *Mackay* is 28 years of age, 5 feet 7 inches high, has blue eyes, brown hair, and ruddy complexion. He was last seen at Cleveland, Tenn., July 19th, 1868, and carried a valise marked "*W. S. Monroe.*" It is presumed he will endeavor to work his way to St. Louis and the west, or New Orleans and New Mexico.

Very respectfully, your obedient servant,

E. D. TOWNSEND,
Assistant Adjutant General.

Should the officer mentioned in the foregoing communication be found within the limits of this command, he will be forthwith arrested and placed under guard, and the fact will thereupon be reported to these Headquarters for further instructions in the case.

IV...The attention of commanding officers of posts is called to requirements of Paragraph V, of General Orders No. 44, from these Headquarters, of September 30th, 1867, and they will at once make report of what action they have taken under it. They will also give the necessary orders, and see to their execution, that no fires of any description are built in or near any stable at their respective posts.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, October 15th, 1868.

GENERAL ORDERS, }
No. 35. }

With sorrow the Commanding General announces the death of Brevet Brigadier General *A. J. Slemmer*, Lieutenant Colonel 4th Infantry, lately commanding that regiment and Fort Laramie, who died suddenly at his station on the morning of the 7th instant.

General *Slemmer* was appointed a Cadet at the United States Military Academy in 1846, and was graduated July 1st, 1850, and promoted into the army as Brevet Second Lieutenant of Artillery, and, in 1851, as Second Lieutenant in the 1st Regiment of Artillery.

As 1st Lieutenant of this regiment he conducted, in 1861, the successful defense of Fort Pickens, Florida, against repeated and continued attacks of the insurgents, thus securing to the government possession of one of its most important strongholds in the territory held by the enemy. As a special recognition of this distinguished service, he was appointed Major of the 16th Infantry.

In November, 1862, he was commissioned Brigadier General of Volunteers. In December, 1862, at the battle of Stone River, he was severely wounded, and for gallant and meritorious conduct, was breveted Lieutenant Colonel U. S. Army. On the 8th of February, 1864, he was promoted Lieutenant Colonel 4th Infantry, and was subsequently breveted Colonel and Brigadier General U. S. Army, for gallant and meritorious services during the rebellion.

At the close of the war he was honorably mustered out as Brigadier General of Volunteers, and from this date to that of his death he served, with the exception of a few months, with his regiment.

As a token of respect, in honorable memory of the deceased, the officers of his regiment will wear upon the left arm and the sword hilt, for the period of thirty days, the badge of mourning prescribed by the Regulations of the Army.

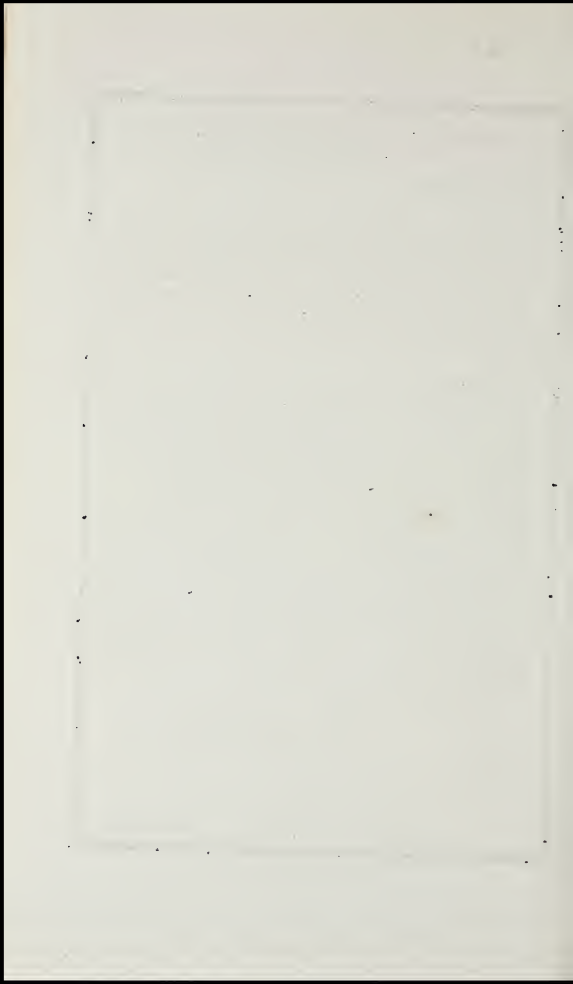
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



G. C. M.

1. Private *Frank H. Roberts*, Company "C," 18th Infantry.
 2. Private *Charles W. Davis*, Company "C," 18th Infantry.
 3. Private *William Parker*, Company "A," 18th Infantry.
 4. Private *Charles A. Clarence*, Company "H," 2d Cavalry.
 5. Private *James W. Hoey*, Company "H," 2d Cavalry.
 6. Wagoner *Charles Anderson*, Company "H," 2d Cavalry.
 7. Private *John Nichols*, Company "A," 18th Infantry.
 8. Private *Andrew Johnson*, Company "A," 18th Infantry.
 9. Private *John Slavin*, Company "K," 27th Infantry.
 10. Private *James Sheridan*, Company "B," 27th Infantry.
 11. Sergeant *James J. Eagan*, Company "G," 27th Infantry.
 12. Private *John H. Heuston*, Company "K," 27th Infantry.
 13. Private *John H. Benedict*, Company "B," 27th Infantry.
 14. Private *Winfield S. Cooper*, Company "B," 27th Infantry.
 15. Private *Stephen Casey*, Company "L," 2d Cavalry.
 16. Private *Thomas Waters*, Company "B," 27th Infantry.
 17. Private *Charles Brooks*, Company "C," 27th Infantry.
 18. Private *James Smith*, Company "I," 27th Infantry.
 19. Private *Charles Smith*, Company "F," 27th Infantry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE, *Omaha, Nebraska, October 26th, 1868.*

GENERAL ORDERS, }
No. 36. }

I...Before a General Court Martial, which convened at Fort D. A. Russell, D. T., pursuant to Paragraph 1, Special Orders No. 130, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Alden*, Assistant Surgeon U. S. Army, is President, were arraigned and tried:

1st. Private *Frank H. Roberts*, Company "C," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *Frank H. Roberts*, a Private of Company "C," 18th U. S. Infantry, having obtained checks to the amount of thirty-two dollars (\$32), which were properly approved by his company commander, on Mr. *Leighton*, Post Trader at Fort Reno, D. T., and after obtaining goods from said trader, valued at the aforesaid amount, did refuse to pay the same, giving as reasons therefor, that he did not recognize Mr. *Leighton*, or that he had any right or claim on his pay for the goods purchased with checks, which read and are signed as follows, to-wit:

Fort Reno, Dakota Territory, February 3d, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell the bearer, Private *Frank H. Roberts*, enlisted man of Company "C," 18th Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) W. P. McCLEERY,
Captain 18th Infantry, Commanding Company "C."

This at Fort D. A. Russell, D. T., on or about the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Frank H. Roberts*, Company "C," 18th Infantry, "to forfeit to the United States fifteen dollars (\$15) of his monthly pay for three (3) months, and to be confined at hard labor, in charge of the guard, for thirty (30) days."

2d. Private *Charles W. Davis*, Company "C," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That he, *Charles W. Davis*, a Private of

Company "C." 18th U. S. Infantry, having obtained checks to the amount of twenty-five dollars (\$25), which were properly approved by his company commander, on Mr. *Leighton*, Post Trader at Fort Reno, D. T., and after obtaining goods from said trader, valued at the aforesaid amount, did refuse to pay the same, giving as reasons therefor, that he did not recognize Mr. *Leighton*, or that he had any right or claim on his pay for the goods purchased with checks, which read and are signed as follows, to-wit:

Fort Reno, D. T., January 1st, 1868.

MR. A. C. LEIGHTON, Post Sutler at Fort Reno, D. T.—Will sell Private *Charles W. Davis*, enlisted man in "C" Company, 18th Infantry, five dollars (\$5) worth of goods, the same to be collected out of his pay at the next payment of the company.

(Signed) W. P. McCLEERY,
Captain 18th Infantry, Commanding Company "C."

This at Fort D. A. Russell, D. T., on or about the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles W. Davis*, Company "C," 18th Infantry, "to forfeit to the United States fifteen dollars (\$15) of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for twenty (20) days."

3d. Private *William Parker*, Company "A," 18th Infantry.

CHARGE—"Conduct highly prejudicial to good order and military discipline."

Specification 1—In this: That *William Parker*, a Private of Company "A," 18th U. S. Infantry, did, during his corporalship, and after obtaining the security of his company commander, Lieutenant *G. W. Wood*, 18th Infantry, to the amount of twenty-five dollars

(§25), on the Post Trader, Mr. *Leighton*, at Fort Reno, D. T., and after obtaining goods from said trader valued at the aforesaid amount, refuse to pay said amount, giving as reasons that he did not recognize Mr. *Leighton*, or that he had any right or claim on his pay for the goods purchased with checks to the above amount, which read and are signed as follows, to-wit:

Fort Reno, D. T., June 12th, 1868.

MR. LEIGHTON, Post Trader:—Will sell bearer, *William Parker*, Company "A," 18th Infantry, five dollars (\$5) worth of goods, the same to be collected at the payment of the company.

(Signed) G. W. WOOD,

1st Lieut. 18th Infantry, Commanding "A" Company.

This at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on or about the 4th day of August, 1868.

Specification 2—In this: That *William Parker*, a Private of Company "A," 18th Infantry, did, by his example during his corporalship of "A" Company, 18th Infantry, abet thirty-two (32) men of his company in refusing to pay their just dues, for which Lieutenants *G. W. Wood*, 18th Infantry, and *Will. W. Daugherty*, 18th Infantry, their company commanders, went their security to Mr. *Leighton*, Post Trader.

This at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty," except the words "giving as reasons that he did not recognize Mr. *Leighton*, or that he had any right or claim on his pay for the goods purchased with checks to the above amount."

Of the 2d specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Parker*, Company "A," 18th Infantry, to forfeit to the United States fifteen dollars (\$15) of his monthly pay for two (2) months, and to be confined at hard labor, in charge of the guard, for twenty (20) days.

4th. Private *Charles A. Clarence*, Company "H," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles A. Clarence*, Company "H," 2d Cavalry, to forfeit to the United States all pay and allowances that are now or may become due him, up to the promulgation of this sentence; to be confined under charge of the guard, at hard labor, for three (3) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period, and to reimburse the United States the thirty dollars (\$30) paid for his apprehension.

5th. Private *James W. Hoey*, Company "H," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James W. Hoey*, Company "H," 2d Cavalry, to forfeit to the United States all pay and allowances that are now or may become due him, up to the promulgation of this sentence; to be confined under charge of the guard, at hard labor, for three (3) months, and to forfeit to the United States ten dollars

(§10) per month of his monthly pay for the same period, and to reimburse the United States the thirty dollars (§30) paid for his apprehension.

6th. Wagoner *Charles Anderson*, Company "H," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification 1—In this: That he, Wagoner *Charles Anderson*, Company "H," 2d U. S. Cavalry, being detailed in the Quartermaster's Department at Fort D. A. Russell, W. T., as teamster, did steal thirty (30) sacks of corn, the property of the United States, and for which Lieutenant *Will. W. Daugherty*, 18th U. S. Infantry, Acting Assistant Quartermaster U. S. A., was responsible.

This at Fort D. A. Russell, W. T., on or about the 16th day of July, 1868.

Specification 2—In this: That he, Wagoner *Charles Anderson*, Company "H," 2d U. S. Cavalry, being detailed on extra duty in the Quartermaster's Department at Fort D. A. Russell, W. T., did steal thirty-six (36) sacks of corn, the property of the United States, and for which Lieutenant *Will. W. Daugherty*, 18th U. S. Infantry, Acting Assistant Quartermaster U. S. A., was responsible.

This at Fort D. A. Russell, W. T., on or about the 17th day of July, 1868.

Specification 3—In this: That he, Wagoner *Charles Anderson*, Company "H," 2d U. S. Cavalry, being detailed on extra duty in the Quartermaster's Department, did steal three (3) sacks of corn, the property of the United States, and for which Lieutenant *Will. W. Daugherty*, 18th U. S. Infantry, Acting Assistant Quartermaster U. S. A., was responsible.

This at Fort D. A. Russell, W. T., on or about the 16th day of July, 1868.

Specification 4—In this: That he, Wagoner *Charles Anderson*, Company "H," 2d U. S. Cavalry, being detailed on extra duty in the Quartermaster's Department, did steal three (3) sacks of corn, the

property of the United States, and for which Lieutenant *Will. W. Daugherty*, 18th U. S. Infantry, Acting Assistant Quartermaster U. S. A., was responsible.

This at Fort D. A. Russell, W. T., on or about the 17th day of July, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Not Guilty."

Of the 3d specification—"Not Guilty."

Of the 4th specification—"Not Guilty."

Of the charge—"Guilty,"

and does therefore sentence him, Wagoner *Charles Anderson*, Company "H," 2d Cavalry, to forfeit to the United States all pay and allowances that are now or may become due him; to be dishonorably discharged the service of the United States, and to be confined one (1) year in such penitentiary as the Commanding General may designate.

7th. Private *John Nichols*, Company "A," 18th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, Private *John Nichols*, Company "A," 18th Infantry, while on extra duty in the Quartermaster's Department at Fort D. A. Russell, W. T., as teamster, did steal certain quantities of corn, amounting in the aggregate to fifty (50) sacks, more or less, the property of the United States, and for which Lieutenant *Will. W. Daugherty*, 18th U. S. Infantry, Acting Assistant Quartermaster U. S. A., was responsible.

This at Fort D. A. Russell, W. T., on or about the 16th, 23d and 28th days of July, and the 3d day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Nichols*, Company "A," 18th Infantry, "to forfeit to the United States all pay and allowances that are now or may become due him; to be dishonorably discharged the service of the United States, and to be confined one (1) year in such penitentiary as the Commanding General may designate."

8th. Private *Andrew Johnson*, Company "A," 18th Infantry.

CHARGE—"Conduct highly prejudicial to good order and military discipline."

Specification 1—In this: That he, *Andrew Johnson*, a Private of Company "A," 18th Infantry, did, during his corporalship, and after obtaining the security of his company commander, Lieutenant *G. W. Wood*, 18th Infantry, to the amount of twenty-five dollars (\$25) on the Post Trader, Mr. *Leighton*, at Fort Reno, D. T., and obtaining goods from said trader valued at the aforesaid amount, refuse to pay said amount, giving as reasons that he did not recognize Mr. *Leighton*, or that he had any right or claim on his pay for the goods purchased with checks to the above amount.

This at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on or about the 4th day of August, 1868.

Specification 2—In this: That he, *Andrew Johnson*, a Private of "A" Company, 18th Infantry, did, by his example during his corporalship of "A" Company, 18th Infantry, abet other men of his company in refusing to pay their just dues, for which Lieutenants *G. W. Wood* and *Will. W. Daugherty*, 18th Infantry, their company commanders, went their security to Mr. *Leighton*, Post Trader.

This at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on or about the 4th day of August, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Andrew Johnson*, Company "A," 18th Infantry, "to forfeit to the United States fifteen dollars (\$15) of his monthly pay per month for two (2) months, and to be confined at hard labor, in charge of the guard, for the period of twenty (20) days."

II...Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 7, Special Orders No. 170, current series, from these Headquarters, and of which Brevet Major *R. L. Morris*, Captain 18th Infantry, is President, were arraigned and tried:

9th. Private *John Slavin*, Company "K," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John Slavin*, Company "K," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the landress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half (1½) inches long, and to be drummed out of service."

10th. Private *James Sheridan*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the ac-

cused, and finds him "Guilty," as charged, and does therefore sentence him, Private *James Sheridan*, Company "B," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due, except the just dues of the landress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

11th. Sergeant *James J. Eagan*, Company "G," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Sergeant *James J. Eagan*, Company "G," 27th U. S. Infantry, "to be reduced to the ranks, to forfeit all pay and allowances that are now or that may become due him, except the just dues of the landress; to have his head shaved; to be indelibly marked with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, on the left hip, and to be drummed out of the service."

12th. Private *John H. Heuston*, Company "K," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John H. Heuston*, Company "K," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the landress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of the service."

13th. Private *John S. Benedict*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *John S. Benedict*, Company "B," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the laundress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

14th. Private *Winfield S. Cooper*, Company "B," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Winfield S. Cooper*, Company "B," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the laundress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

15th. Private *Stephen Casey*, Company "L," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that *Stephen Casey*, a Private in Company "L," 2d U. S. Cavalry, did make use of threatening and abusive language towards the 1st Sergeant of his company, (*William H. Wilkinson*), saying, "its all between you and I, you black son of a bitch," or words to that effect, when spoken to by the 1st Sergeant on account of his absence from his company quarters while on the sick report.

Specification 2—In, that *Stephen Casey*, a Private in Company "L," 2d U. S. Cavalry, did offer violence and threaten to shoot Sergeant *Lewis C. Leschy*, Company "L," 2d U. S. Cavalry, he being in the execution of his duty at the time.

Specification 3—In, that *Stephen Casey*, a Private in Company "L," 2d U. S. Cavalry, did strike Corporal *John A. Beecher*, Company "L," 2d U. S. Cavalry, he being in the execution of his duty at the time.

All this at Fort McPherson, Neb., on or about the 14th day of September, 1868.

To which charge, and the specifications thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Stephen Casey*, Company "L," 2d Cavalry, "to forfeit twelve dollars (\$12) per month of his monthly pay for the period of five (5) months, and to perform such extra company fatigue and stable police duty as his company commander may direct, for the same period."

16th. Private *Thomas Waters*, Company "B," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In, that *Thomas Waters*, a duly enlisted soldier in the service of the United States, Private of Company "B," 27th Infantry, did attempt at an improper hour, and without good cause or excuse, to enter the Post Hospital at Fort Reno, D. T.

This at Fort Reno, D. T., between the hours of 10 and 12 p. m., on the 7th of June, 1868.

Specification 2—In, that Private *Thomas Waters*, Company "B," 27th Infantry, a duly enlisted soldier in the service of the United States, did, when prevented from entering the Post Hospital at Fort Reno, D. T., by Corporal *T. J. Hanson*, Company "G," 18th Infant-

ry, Acting Hospital Steward, the said Corporal being at the time in the execution of his duty, use threatening language to the said Corporal *T. J. Hanson*, Company "G," 18th Infantry.

This at Fort Reno, D. T., between the hours of 10 and 12 p. m., of June 7th, 1868.

Specification 3—In, that Private *Thomas Waters*, Company "B," 27th Infantry, did violently assault and wound in the face, Private *Michael O Toole*, Company "C," 18th Infantry, a detailed attendant in Post Hospital at Fort Reno, D. T., the said *O Toole* being in the execution of his duty, endeavoring to arrest the aforesaid *Thomas Waters*, under the orders of his, (*O Toole's*), superior non-commissioned officer, Corporal *T. J. Hanson*, Company "G," 18th Infantry, Acting Hospital Steward.

This at Fort Reno, D. T., between the hours of 10 and 12 p. m., of June 7th, 1868.

To which charge, and the specifications thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Waters*, Company "B," 27th Infantry, "to forfeit ten dollars (\$10) per month of his monthly pay for the period of five (5) months, and to be confined at hard labor, in charge of the guard, for three (3) months."

17th. Private *Charles Brooks*, Company "C," 27th Infantry.

CHARGE—"Behaving with contempt and disrespect towards his commanding officer."

Specification—In, that Private *Charles Brooks*, Company "C," 27th Infantry, a duly enlisted soldier of the United States, did repeatedly use insulting and abusive language towards his commanding officer, at or near Plum Creek Station, Neb., on or about the 18th day of September, 1868.

All this at or near Plum Creek Station, Neb., on or about the 18th day of September, 1868.

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Brooks*, Company "C," 27th Infantry, "to forfeit to the United States twelve dollars (\$12) per month of his monthly pay for the period of five (5) months, and to be confined at hard labor, in charge of the guard, for the same period."

18th. Private *James Smith*, Company "I," 27th Infantry.

CHARGE 1—"Neglect of duty, to prejudice of good order and military discipline."

Specification—In, that Private *James Smith*, of Company "I," 27th Infantry, having been duly detailed by the 1st Sergeant of his company as a member of a fatigue party, and ordered to report to Corporal *William Ferrill*, of Company "I," 27th Infantry, in charge of said party, did fail to obey said order.

This at or near Crazy Woman's Fork of Powder River, D. T., on or about August 14th, 1868.

CHARGE 2—"Insubordinate conduct, to the prejudice of good order and military discipline."

Specification—In, that Private *James Smith*, of Company "I," 27th Infantry, having failed to obey an order from the 1st Sergeant of his company to report to Corporal *William Ferrill*, of Company "I," 27th U. S. Infantry, for fatigue, when asked by his 1st Sergeant why he had not reported in obedience to said order, did reply, "I could not find the little son of a bitch," meaning the said Corporal *William Ferrill*, or words to that effect.

This at or near Crazy Woman's Fork, Powder River, D. T., on or about August 14th, 1868.

CHARGE 3—"Absence without leave."

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 3d charge—"Guilty."

To the 3d charge—"Guilty."

To the specification, 2d charge—"Guilty," except the words, "little son of a bitch, or words to that effect," and substituting "him," therefor.

To the 2d charge—"Guilty," except the word, "insubordinate."

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him as follows:

Of the specification, 3d charge—"Guilty."

Of the 3d charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "little son of a bitch, or words to that effect," and substituting "him," therefor.

Of the 2d charge—"Guilty," except the word "insubordinate."

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

and does therefore sentence him, Private *James Smith*, Company "I," 27th Infantry, "to forfeit ten dollars (\$10) per month of his monthly pay for three (3) months, and to be confined in charge of the guard, at hard labor, for the same period."

19th. Private *Charles Smith*, Company "F," 27th Infantry.

CHARGE—"Sentinel sleeping on post."

Specification—In, that *Charles Smith*, Private Company "F," 27th Infantry, a soldier in the military service of the United States, having been duly posted as a sentinel on post No. 3, Fort Reno, D. T., did sleep on said duty.

This between the hours of eleven P. M., and one A. M., on or about July 21st, 1868, at or near Fort Reno, D. T.

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles Smith*, Company "F," 27th Infantry, "to forfeit ten dollars (\$10) per month of his monthly pay for the period of three (3) months, and to be confined at hard labor, in charge of the guard, and to walk from 9 A. M. to 12 M., in charge of the sentinel at the guard-house, with a log on his shoulder weighing fifteen (15) pounds, every other day for the same period."

III...The proceedings, findings and sentence, in the case of Private *Frank H. Roberts*, Company "C," 18th Infantry, are approved and confirmed, and the sentence will be executed by the proper commanding officer

In this case the Court expressed some doubts of its jurisdiction, and for the purpose of having an authoritative decision on the points involved, the case was submitted to the Judge Advocate General of the Army, from whose reply the following extract is made:

"The act of the soldier in obtaining from his company commander an endorsement of his credit, in the shape of an order on the post trader, which order contains an express promise to pay, (a contract which the soldier assumes and ratifies by accepting and using the order containing it,) and subsequently dishonorably refusing so to pay, is a breach of faith towards his company commander, in violation of good order and discipline; amounting also to an act of disrespect toward that officer, and may be properly punished on conviction before a military court."

The proceedings, findings and sentences, in the cases of Privates *William Parker* and *Andrew Johnson*, Company "A;" Private *Charles W. Davis*, Company "C," 18th Infantry; and Privates *Charles Clarence* and *James W. Hoey*, Company "H," 2d Cavalry, are approved. The sentences, in each case, are confirmed, and will be executed by the proper commanding officers.

The proceedings, findings and sentences, in the cases of Wagoner *Charles Anderson*, Company "H," 2d Cavalry, and Private *John Nichols*, Company "A," 18th Infantry, are approved. The sentences, in each case, are confirmed, and the penitentiary at Madison, Iowa, designated as the place of confinement for the prisoners, to

which point they will be conducted, under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoners.

The proceedings, findings and sentences, in the cases of Privates *John S. Benedict*, *Winfield S. Cooper*, *James Sheridan* and *Thomas Waters*, Company "B;" Private *Charles Brooks*, Company "C;" and Private *James Smith*, Company "I;" Private *Charles Smith*, Company "F;" Sergeant *James J. Eagan*, Company "G;" and Private *John H. Heuston* and *John Slavin*, Company "K," 27th Infantry, are approved. The sentences, in each case, are confirmed, and will be executed by the proper commanding officer.

The proceedings, findings and sentence, in the case of Private *Stephen Casey*, Company "L," 2d Cavalry, are approved and confirmed, except so much of the sentence as awards such extra company fatigue, stable and police duty as his company commander may direct, for the same period, which is disapproved, as giving too much arbitrary power to the company commander by its want of definiteness.

IV...The General Court Martial, convened at Fort D. A. Russell, D. T., pursuant to Paragraph 1, Special Orders No. 130, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *C. H. Alden*, Assistant Surgeon U. S. A., is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



G. C. M.

1. *W. A. Browning*, alias *Johnson*.

HEADQUARTERS DEPARTMENT OF THE PLATTE.

Omaha, Nebraska, November 14th, 1868.

GENERAL ORDERS, }
No. 37. }

1...Before a General Court Martial, which convened at Fort D. A. Russell, Wyoming Territory, pursuant to Paragraph 1, Special Orders No. 171, current series, from these Headquarters, and of which Brevet Major General *John Gibbon*, Colonel 36th Infantry, is President, were arraigned and tried:

1st. *W. A. Browning*, alias *Johnson*.

CHARGE 1—"Wrongfully and knowingly disposing of public property, furnished for the military service of the United States."

Specification 1—In: That *W. A. Browning*, alias *Johnson*, a person in the service of the land forces of the United States, employed by the Quartermaster's Department U. S. Army, at Fort Sanders, Wyoming Territory, did wrongfully and knowingly convey and dispose of ten (10) mules, the property of the United States, furnished for the military service of the United States.

This from the Quartermaster's corral, at Fort Sanders, Wyoming Territory, on or about September 28th, 1868.

Specification 2—In: That *W. A. Browning*, alias *Johnson*, a person in the service of the land forces of the United States, employed by the Quartermaster's Department U. S. Army, at Fort Sanders, Wyoming Territory, did wrongfully and knowingly convey and dispose of nineteen (19) mules, or thereabouts, the property of the United States.

This while on duty as watchman in charge of government property in the corral at Fort Sanders, Wyoming Territory, on or about the twenty-eighth of September, 1868.

CHARGE 2—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That *W. A. Browning*, alias *Johnson*, a person in the land forces of the United States, employed in the Quartermaster's Department U. S. Army, at Fort Sanders, Wyoming Territory, being on duty as a watchman in the government corral, did fail to prevent the theft of ten (10) government mules, with whose safe keeping he was charged.

This at Fort Sanders, Wyoming Territory, on or about September 28th, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *W. A. Browning*, alias *Johnson*, to forfeit all pay and allowances that are now due him, and to be confined in such penitentiary as the reviewing authority may designate for the period of five (5) years.

II...The proceedings, findings and sentence, in the case of *W. A. Browning*, alias *Johnson*, are approved. The sentence is confirmed, and the penitentiary at Madison, Iowa, is designated as the place of confinement for the prisoner, to which point he will be conducted under proper guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Private *Thomas H. Forsyth*, Company "D," 2d Cavalry.
2. Private *Peter Mason*, Company "A," 27th Infantry.
3. Wagoner *Peter Haslette*, Company "A," 18th Infantry.
4. Private *Charles Smith*, Company "A," 27th Infantry.
5. Private *Henry M. Tingley*, Company "A," 27th Infantry.
6. Private *Horace T. Smith*, Company "A," 18th Infantry.
7. Private *John Baldwin*, Company "A," 18th Infantry.
8. Private *George Waters*, Company "A," 18th Infantry.
9. Private *John Watkins*, Company "A," 18th Infantry.
10. Private *William B. Byram*, Company "A," 18th Infantry.
11. Private *Charles Doyle*, Company "A," 18th Infantry.
12. Private *John E. McGowan*, Company "C," 18th Infantry.
13. Private *John Power*, Company "A," 18th Infantry.
14. Private *Thomas Moore*, Company "A," 18th Infantry.
15. Private *James T. Hennessy*, Company "A," 18th Infantry.
16. Private *Luke J. DePay*, Company "A," 18th Infantry.
17. Private *Nicholas V. White*, Company "B," 27th Infantry.
18. Wagoner *Edward McCue*, Company "F," 27th Infantry.
19. Private *Patrick Sullivan*, Company "L," 2d Cavalry.
20. Private *Eben Osborn*, Company "F," 27th Infantry.
21. Private *Thomas Nathan*, Company "E," 27th Infantry.
22. Private *William McGinnis*, Company "B," 2d Cavalry.
23. Private *Joseph Hallam*, Company "D," 27th Infantry.
24. Private *Thomas Ennis*, Company "C," 2d Cavalry.
25. Private *Timothy McCarthy*, Company "C," 2d Cavalry.
26. Private *Daniel Farley*, Company "K," 27th Infantry.
27. Private *Abraham Horn*, Company "D," 18th Infantry.
28. Private *Thomas Manning*, Company "C," 27th Infantry.
29. Sergeant *William Dunbar*, Company "B," 36th Infantry.
30. Private *John Saville*, Company "A," 36th Infantry.
31. Private *John Henry*, Company "B," 36th Infantry.
32. Corporal *William Hudson*, Company "I," 36th Infantry.
33. Private *Patrick Flannigan*, Company "F," 36th Infantry.
34. Private *William Henry Whiteman*, Company "G," 2d Cavalry.

35. Private *Charles La Tour*, Company "G," 30th Infantry.

36. Private *Michael Gill*, Company "G," 30th Infantry.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, November 19th, 1868.

GENERAL ORDERS, }
No. 38. }

I...Before a General Court Martial, which convened at Fort D. A. Russell, W. T., pursuant to Paragraph 6, Special Orders No. 170, current series, from these Headquarters, and of which Captain *Thomas B. Dewees*, 2d Cavalry, is President, were arraigned and tried:

1st. Private *Thomas H. Forsyth*, Company "D," 2d Cavalry.

CHARGE 1—"Defrauding the government, to the prejudice of good order and military discipline."

Specification 1—In: That Private *Thomas H. Forsyth*, of Company "D," 2d U. S. Cavalry, whilst a sergeant and on duty as clerk of said company, and having in his possession and under his exclusive management, the records of said company, did knowingly and willfully make the following false entries in the clothing book of that company:

* * * *

By which entries the government was defrauded in the sum of one hundred and seventy-nine dollars and sixty-two cents (\$179.62), or thereabouts.

This in or near Dakota Territory, at various times, between the month of September, 1865, and the month of June, 1868.

Specification 2—In: That the said Private *Thomas H. Forsyth*, of Company "D," 2d U. S. Cavalry, being sergeant and on duty as clerk of said company, and having in his possession and under his exclusive management, the records of said company, did willfully fail to enter on the muster and pay rolls of said company from September, 1865, to June, 1868, against the pay of the following-named en-

listed men of said company, the amounts set opposite their respective names:

* * * *

By which means the government was defrauded in the sum of one hundred and seventy-nine dollars and sixty-two cents (\$179.62), or thereabouts.

This in or near the Territory of Dakota, at various times, between the months of September, 1865, and June, 1868.

CHARGE 2—"Attempting to defraud the government, to the prejudice of good order and military discipline."

Specification 1—In this: That he, the said Private *Thomas H. Forsyth*, of Company "D," 2d Cavalry, being a sergeant and having in his possession and under his exclusive management, the records of said company, did knowingly and willfully make the following record in the clothing book of said company, with the intention of defrauding the government in the sum of nine hundred and thirty-seven dollars and forty-one cents (\$937.41), or thereabouts:

* * * *

Which record is false and fraudulent.

This in or near the Territory of Dakota, at various times, between the month of September, 1865, and the month of June, 1868.

Specification 2—In this: That the said Private *Thomas H. Forsyth*, of company "D," 2d U. S. Cavalry, being a sergeant and on duty as clerk of said company, and having in his possession and under his exclusive management, the records of said company, did willfully neglect to enter on the muster and pay rolls of said company, from about September, 1865, to about June, 1868, against the following-named enlisted men of said company, the amounts set opposite their respective names:

* * * *

By which means he intended to defraud the government in the sum of nine hundred and thirty-seven dollars and forty-one cents (\$937.41), or thereabouts.

This in or near the Territory of Dakota, at various times, between the months of September, 1865, and June, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 1st specification, 1st charge—"Guilty," except as to the words "knowingly and willfully."

To the 2d specification, 1st charge—"Guilty," except as to the word "willfully."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty," except as to the words "having exclusive management of," and "knowingly and willfully."

To the 2d specification, 2d charge—"Guilty," except as to the words "did have exclusive management of the records of said company," and "did willfully neglect to enter on the muster and pay rolls of said company."

To the 2d charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification, 1st charge—"Guilty," except to the words "having exclusive management."

Of the 2d specification, 1st charge—"Guilty," except to the words "having exclusive management."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty," except as to the words "having exclusive management."

Of the 2d specification, 2d charge—"Guilty," except as to the words "under his exclusive management."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Thomas H. Forsyth*, Company "D," 2d Cavalry, "to forfeit all pay and allowances now due or that may become due; to be dishonorably discharged the service of the United States, and to be confined for a period of one (1) year in such penitentiary as the Commanding General may direct."

2d. Private *Peter Mason*, Company "A," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Peter Mason*, Company "A," 27th Infantry, "to forfeit twelve dollars (\$12) of his monthly pay for three (3) calendar months, and for the same period to be confined, under charge of the guard, wearing a ball weighing twelve (12) pounds, attached to his left leg by a chain six (6) feet long."

3d. Wagoner *Peter Haslette*, Company "A," 18th Infantry.

CHARGE—"Disobedience of orders."

Specification—In this: That *Peter Haslette*, a Wagoner of "A" Company, 18th U. S. Infantry, having heard his company commander, 1st Lieutenant *James Regan*, order 1st Sergeant *Dillon*, "A" Company, 18th Infantry, to place him, (*Haslette*), under a non-commissioned officer to clean his rifle—his rifle appearing very dirty at inspection—did refuse to obey said order when given him by Corporal *Francis Carre*, Company "A," 18th U. S. Infantry.

This at Fort D. A. Russell, D. T., on the 4th day of October, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Wagoner *Peter Haslette*, Company "A," 18th Infantry, "to be confined at hard labor, under charge of the guard, for three (3) calendar months, wearing a ball weighing twelve (12) pounds, attached to his left ankle by a chain six (6) feet long, and to forfeit to the United States twelve dollars (\$12) of his monthly pay for the same period."

4th. Private *Charles Smith*, Company "A," 27th Infantry.

CHARGE—"Shooting with intent to kill, to the prejudice of good order and military discipline."

Specification—In this: That Private *Charles Smith*, of Company "A," 27th Infantry, did willfully shoot with his musket, and dangerously wound, Sergeant *E. Oliver*, Company "A," 27th Infantry, he, (Sergeant *Oliver*), being in the execution of his duty as sergeant of the guard.

This at or near Fort Phil. Kearny, D. T., on or about the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Not Guilty," and does therefore acquit him, Private *Charles Smith*, Company "A," 27th Infantry.

5th. Private *Henry M. Tingley*, Company "A," 27th Infantry.

CHARGE—"Quitting his guard without urgent necessity or leave of his superior officer."

Specification 1—In: That Private *Henry M. Tingley*, Company "A," 27th Infantry, being a member of the garrison guard, did absent himself from his guard without permission from proper authority, about one o'clock A. M., on or about the morning of the 7th of January, 1868, and repair to his bed in his company quarters, and did so remain absent till 3 o'clock A. M.

This at or near Fort Phil. Kearny, D. T., on or about the 7th day of January, 1868.

Specification 2—In: That Private *Henry M. Tingley*, Company "A," 27th Infantry, being a member of the garrison guard, did again absent himself from his guard, without permission from proper authority, about 5 o'clock A. M., on or about the morning of the 7th of January, 1868, and repair to his company quarters, and did so remain absent till arrested about 9 o'clock A. M., the same morning.

This at or near Fort Philip Kearny, D. T., on or about the 7th day of January, 1868.

To which charge, and the specifications thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Henry M. Tingley*, Company "A," 27th Infantry, "to be confined at hard labor, under charge of the guard, for the period of three (3) months, and to forfeit to the United States ten dollars (\$10) per month of his monthly pay for the same period."

6th. Private *Horace T. Smith*, Company "A," 18th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That *Horace T. Smith*, a Private of "A" Company, 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of seventy-eight dollars (\$78), upon the post trader of Fort Reno, D. T., which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, January 1st, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell to the bearer, *Horace T. Smith*, enlisted man of Company "A," 18th Regiment Infantry, fifteen dollars (\$15) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) WILL. W. DAUGHERTY,
Lieutenant 18th Infantry, commanding company."

And the company commander having given such orders to *Horace T. Smith*, only upon the understanding and condition that he, (*Smith*), would faithfully pay the amount mentioned therein, on the next following pay day, he did, on the following pay day, and still does without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company com-

mander, and committing a breach of faith, highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 1st and 10th days of January; the 10th and 21st days of March; the 2d, 8th, 15th and 27th days of April; the 2d, 7th and 25th days of May; and the 1st and 15th days of June, 1868.

And this, as to refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except as to the words, "does still refuse to pay."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except as to the words, "does still refuse to pay."

Of the charge—"Guilty,"

and does therefore sentence him, Private *Horace T. Smith*, Company "A," 18th U. S. Infantry, "to forfeit to the United States all pay now due or to become due him, except the just dues of the laundress, and to be confined under charge of the guard, at hard labor, for the remainder of his term of service."

7th. Private *John Baldwin*, Company "A," 18th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification—In this: That *John Baldwin*, a Private of "A" Company, 18th U. S. Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of thirty-five dollars (\$35), upon the post trader of Fort Reno, D. T.,

which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, June 2d, 1868.

A. C. LEIGHTON, Postmaster:—Will sell bearer, *John Baldwin*, enlisted man of Company "A," 18th Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) GEO. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *John Baldwin*, only upon the understanding and condition that he, (*Baldwin*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the following pay day, without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 1st February, 2d March, 1st and 13th April, 5th and 25th May, and 3d June, 1868; and this, as to the refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Baldwin*, Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

8th. Private *George Waters*, Company "A," 18th Infantry.

CHARGE 1—"Quitting his guard."

Specification—In: That he, Private *George Waters*, of Company

"A," 18th U. S. Infantry, a member of the gward at Fort D. A. Russell, W. T., did quit said gward without urgent necessity or leave of his superior officer.

This at Fort D. A. Russell, Wyoming Territory, on the 12th day of October, 1868.

CHARGE 2—"Drunk on guard."

Specification—In this: That he, Private *George Waters*, of Company "A," 18th U. S. Infantry, while a member of the gward at Fort Russell, W. T., was fonnd drunk.

This at Fort D. A. Rnssell, Wyoming Territory, on the 12th day of October, 1868.

To which charges, and the specifications thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *George Waters*, Company "A," 18th U. S. Infantry, "to be confined at hard labor, under charge of the guard, for the period of four (4) months, and to forfeit to the United States ten dollars (\$10) of his pay per month for the same period."

9th. Private *John Watkins*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That *John Watkins*, a Private of Company "A," 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of forty-three dollars (\$43), upon the post trader of Fort Reno, D. T., which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, December 28th, 1867.

A. C. LEIGHTON, Post Sntler:—Will sell the bearer, *John Watkins*, enlisted man of Company "A," Eighteenth Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay

table at the next payment of my company.

(Signed) G. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *John Watkins*, only upon the understanding and condition that he, (*Watkins*), would faithfully pay the amount mentioned therein, on the next following pay day, he did on the following pay day, without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his company commander.

This, as to the checks, on the 20th November, 1867; 11th January, 1st May, 3d and 16th April, 3d January, 1868, and 28th December, 1867; and this, as refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *John Watkins*, Private Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

10th. Private *William B. Byram*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That Private *William B. Byram*, of "A" Company, 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of forty dollars (\$40), upon the post trader at Fort Reno, D. T., which

orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, January 1st, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell the bearer, *William B. Byram*, enlisted man of Company "A," 18th Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) G. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *William B. Byram*, only upon the understanding and condition that he, (*Byram*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the next following pay day without good cause, refuse and fail to pay the same, thereby willfully violate the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interest of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 20th November, and 2d and 21st December, 1867, and 17th January, 3d April, 9th May, 26th May, and 5th June, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except to the words "did without good cause refuse."

To the charge—"Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *William B. Byram*, Company "A," 18th Infantry, "to forfeit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

11th. Private *Charles Doyle*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That *Charles Doyle*, a Private of "A" Company, 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of twenty dollars (\$20) upon the post trader of Fort Reno, D. T., which orders were in the following: [form]

"Fort Reno, Dakota Territory, May 30th, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *Charles Doyle*, enlisted man of Company "A," 18th U. S. Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) G. W. WOOD.

Lieut. 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *Charles Doyle*, only upon the understanding and condition that he, (*Doyle*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the following pay day without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 5th and 20th May, and 2d and 13th April, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Not Guilty," except as to obtaining the checks.
To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Charles Doyle*, Company "A," 18th U. S. Infantry, "to for-

feit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

12th. Private *John E. McGowan*, Company "C," 18th Infantry.

CHARGE 1—"Drunk on guard."

Specification—In: That he, Private *John E. McGowan*, of Company "C," 18th U. S. Infantry, a member of the guard at Fort D. A. Russell, W. T., was found drunk and unable to perform his duty.

This at Fort D. A. Russell, Wyoming Territory, on the 12th day of October, 1868.

CHARGE 2—"Sleeping on post."

Specification—In: That he, Private *John E. McGowan*, of Company "C," 18th U. S. Infantry, a member of the guard at Fort D. A. Russell, W. T., was found sleeping upon his post.

This at or near Fort D. A. Russell, Wyoming Territory, on the 12th day of October, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

To the specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John E. McGowan*, Company "C," 18th U. S. Infantry, "to be confined at hard labor, under charge of the guard, for the period of six (6) months, and to forfeit to the United States ten dollars (\$10) of his pay per month for the same period."

13th. Private *John Power*, Company "A," 18th Infantry

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In: That *John Power*, a Private of "A" Company, 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of twenty-five dollars (\$25) upon the post trader of Fort Reno, D. T., which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, April 18th, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *John Power*, enlisted man Company "A," 18th Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) G. W. WOOD,

Lieut. 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *John Power*, only upon the understanding and condition that he, (*Power*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the following pay day without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 21st November, 1867, and 1st January, 2d March, and 18th April, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Power*, Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

14th. Private *Thomas Moore*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That *Thomas Moore*, a Private of Company "A," 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of thirty dollars (\$30), which orders were necessary to enable him to obtain goods upon credit, and which orders were in the following form:

"Fort Reno, Dakota Territory, June 1st, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *Thomas Moore*, enlisted man of Company "A," 18th Regiment Infantry, five dollars (\$5), worth of goods, the same to be collected at the next payment of the company.

(Signed) G. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *Thomas Moore*, only upon the understanding and condition that he, (*Moore*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the following pay day without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 1st February, 18th March, 2d and 25th April, 2d May, and 1st June, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except as to the words "did without good cause refuse and fail to pay."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds

the accused "Guilty," as charged, and does therefore sentence him, Private *Thomas Moore*, Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

15th. Private *James T. Hennessy*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That *James T. Hennessy*, a Private of Company "A," 18th Infantry, having voluntarily applied for and obtained from his company commander, checks or orders to the amount of thirteen dollars (\$13), upon the post trader of Fort Reno, D. T., which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, D. T., May 27th, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *James T. Hennessy*, enlisted man of Company "A," 18th Regiment of Infantry, three dollars (\$3) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) G. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *James T. Hennessy*, only upon the understanding and condition that he, (*Hennessy*), would faithfully pay the amount mentioned therein on the next following pay day, he did, on the following pay day without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, 27th May, 1st January, and 23d March, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except as to the words "without good cause did refuse and fail to pay."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *James T. Hennessy*, Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his monthly pay for the period of four (4) months, and to be confined under charge of the guard, at hard labor, for the period of two (2) months."

16th. Private *Luke J. DePay*, Company "A," 18th Infantry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification—In this: That *Luke J. DePay*, a Private of Company, "A" 18th Infantry, having voluntarily applied for, and obtained from his company commander, checks or orders to the amount of twenty dollars (\$20), upon the post trader of Fort Reno, D. T., which orders were necessary to enable him to obtain goods upon credit from said trader, and which orders were in the following form:

"Fort Reno, Dakota Territory, May 5th, 1868.

A. C. LEIGHTON, Post Sutler:—Will sell bearer, *Luke J. DePay*, enlisted man, Company "A," 18th Regiment Infantry, five dollars (\$5) worth of goods, the same to be collected at the pay table at the next payment of my company.

(Signed) G. W. WOOD,

Lieutenant 18th U. S. Infantry, commanding company."

And his company commander having given such orders to *Luke J. DePay*, only upon the understanding and condition that he, (*DePay*), would faithfully pay the amount mentioned therein, on the next following pay day, he did on the following pay day, without good cause, refuse and fail to pay the same, thereby willfully violating the said understanding and condition made with his company commander, and committing a breach of faith highly prejudicial to the interests of the military service and disrespectful to his commanding officer.

This, as to the checks, on the 5th May, 3d April, 20th March and 1st February, 1868; and this, as to refusing to pay, at Dry Forks, Powder River, D. T., on the 18th day of June, 1868, and at Fort D. A. Russell, D. T., on the 4th day of August, 1868.

To which charge, and the specification thereto, the accused pleaded as follows:

To the specification—"Guilty," except to the words "did without good cause refuse and fail to pay."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, *Luke J. DePay*, Private Company "A," 18th U. S. Infantry, "to forfeit to the United States ten dollars (\$10) of his pay per month for the period of four (4) months, and to be confined at hard labor, under charge of the guard, for the period of two (2) months."

He...Before a General Court Martial, which convened at Fort McPherson, Neb., pursuant to Paragraph 7, Special Orders No. 170, current series, from these Headquarters, and of which Brevet Major *R. L. Morris*, Captain 18th Infantry, is President, were arraigned and tried:

17th. Private *Nicholas V. White*, Company "B," 27th Infantry.

CHARGE 1—"Disobedience of orders."

Specification—In: That Private *Nicholas V. White*, of Company "B," 27th Infantry, on being ordered to the guard-house by his superior officer, Brevet Captain *Thomas Connelly*, 1st Lieutenant 27th Infantry, did refuse to obey said order, saying "I will not go to the guard-house for you or any other man, and I dare you to put a hand on me," at the same time calling him, (Brevet Captain *Connelly*), "a son of a bitch," and advancing toward him in a threatening manner, the said Brevet Captain *Connelly* being at the time in the execution of his office as officer of the day.

This at or near the camp of the 27th Infantry, near Fort D. A. Russell, D. T., on or about the 3d of September, 1868.

CHARGE 2—"Offering violence to his superior officer."

Specification—In: That *Nicholas V. White*, Private Company "B," 27th Infantry, on being ordered to the guard-house in arrest by Brevet Captain and 1st Lieutenant *Thomas Connelly*, 27th Infantry, did go into his, (Private *White's*) tent saying "by God I'll see," or words to that effect, and seize a loaded revolver and attempt to cock it, and upon being seized by Brevet Captain *Connelly*, and prevented from using it, dropped the revolver and grasping the sword of Brevet Captain and 1st Lieutenant *Thomas Connelly*, did attempt to wrest it from him, the said Captain *Connelly* being at the time in the execution of his office as officer of the day.

This at or near the camp of the 27th Infantry, near Fort D. A. Russell, D. T., on or about the 3d day of September, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 2d charge—"Guilty," excepting the words "and seize a loaded revolver and attempt to cock it, and upon being seized by Brevet Captain *Thomas Connelly* and prevented from using it, dropped the revolver."

To the 2d charge—"Guilty."

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, finds the accused as follows: Of the specification, 2d charge—"Guilty," excepting the words "and seize a loaded revolver and attempt to cock it, and upon being seized by Brevet Captain *Thomas Connelly*, and prevented from using the same, dropped the revolver."

Of the 2d charge—"Guilty."

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty,"

and does therefore sentence him, *Nicholas V. White*, Private Company "B," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the laun-

dress; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General of the Department may direct for the period of two (2) years."

18th. Wagoner *Edward McCue*, Company "F," 27th Infantry.

CHARGE 1—"Behaving with contempt and disrespect toward his commanding officer."

Specification—In: That Wagoner *Edward McCue*, Company "F," 27th Infantry, having been ordered by his superior officer, 1st Lieutenant *Thomas Connelly*, 27th U. S. Infantry, Brevet Captain U. S. A., to the guard-house, in charge of 1st Sergeant *John Bright*, Company "B," 27th U. S. Infantry, did use disrespectful language to said Lieutenant *Connelly*.

This at Fort Reno, D. T., on or about the 26th day of July, 1868.

CHARGE 2—"Attempted theft, to the prejudice of good order and military discipline."

Specification—In: That *Edward McCue*, Company "F," 27th U. S. Infantry, did, between the hours of nine and eleven o'clock on the night of July 25th, 1868, enter a wagon loaded with medical stores and known to contain whiskey, brandy and wines, and for which 1st Lieutenant *Charles Mackin*, Assistant Surgeon U. S. Army, is responsible, for the purpose of stealing said stores, or part of them, and was there found by *Michael Coady*, watchman in government train to which said wagon belonged, said train being in charge of Wagon Master *John Wallace*.

This at Fort Reno, D. T., on or about the 25th day of July, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 2d charge—"Guilty," except the words "for the purpose of stealing said stores or part of them."

To the 2d charge—"Not Guilty."

To the specification, 1st charge—"Guilty."

To the 1st charge—"Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, finds the accused as follows:

Of the specification, 2d charge—"Guilty," except the words "for the purpose of stealing said stores or a part of them."

Of the 2d charge—"Not Guilty."

Of the specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty."

and does therefore sentence him, Wagoner *Edward McCue*, Company "F," 27th Infantry, "to forfeit ten dollars (\$10) of his monthly pay for the period of five (5) months, and to be confined in charge of the guard, at hard labor, for the same period."

19th. Private *Patrick Sullivan*, Company "L," 2d Cavalry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Patrick Sullivan*, Company "L," 2d U. S. Cavalry, "to forfeit all pay and allowances that are now or that may become due him; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be trumpeted out of the service."

20th. Private *Eben Osborn*, Company "F," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Eben Osborn*, Company "F," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the landress; to have his head shaved;

to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

21st. Private *Thomas Nathan*, Company "E," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Nathan*, Company "E," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the landress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

22d. Private *William McGinnis*, Company "B," 2d Cavalry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In: That Private *William McGinnis*, of Company "B," 2d U. S. Cavalry, did take one (1) horse from "B" Company's picket line, one (1) saddle, one (1) bridle, and one (1) saddle blanket from the stable of Company "B," all of which is the property of the United States, and for which 1st Lieutenant *James N. Wheelan*, 2d U. S. Cavalry, was responsible, for the purpose of appropriating the same to his own use and benefit.

All this at or near Fort McPherson, Neb., on or about the 19th day of July, 1868.

To which charge, and the specification thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification—"Guilty," except the words "one saddle, one bridle, and one saddle blanket from the stable of Company "B."

Of the charge—"Not Guilty," but "Guilty" of attempted theft to the prejudice of good order and military discipline, and does therefore sentence him, Private *William McGinnis*, Company "B," 2d U. S. Cavalry, "to forfeit ten dollars (\$10) per month of his monthly pay for the period of five (5) months, and to be confined at hard labor, in charge of the guard, for the period of three (3) months."

23d. Private *Joseph Hallam*, Company "D," 27th Infantry.

CHARGE—"Desertion."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Joseph Hallam*, Company "D," 27th Infantry, "to forfeit all pay and allowances that are now or that may become due him, except the just dues of the laundress; to have his head shaved; to be indelibly marked on the left hip with the letter "D," one and one-half ($1\frac{1}{2}$) inches long, and to be drummed out of service."

24th. Private *Thomas Ennis*, Company "C," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *Thomas Ennis*, Company "C," 2d U. S. Cavalry, did enter the company kitchen of his company, and conduct himself in a disorderly manner, using insulting language to Sergeant *Elijah J. Carpenter*, Company "C," 2d Cavalry, when ordered by him to leave the company kitchen.

This at Fort McPherson, on or about the 19th day of August, 1868.

Specification 2—In: That Private *Thomas Ennis*, Company "C," 2d U. S. Cavalry, did follow Sergeant *E. J. Carpenter*, Company "C," 2d Cavalry, into the 1st Sergeant's room of Company "C," and when ordered to leave by 1st Sergeant *John Benton*, did use insulting and abusive language towards him.

This at Fort McPherson, Neb., on or about the 19th day of August, 1868.

To which charge, and the specifications thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Thomas Ennis*, Company "C," 2d U. S. Cavalry, "to forfeit twelve dollars (\$12) per month of his monthly pay for the period of three (3) months, and to be confined at hard labor, in charge of the guard, for the same period."

25th. Private *Timothy McCarthy*, Company "C," 2d Cavalry.

CHARGE—"Conduct prejudicial to good order and military discipline."

Specification 1—In: That Private *Timothy McCarthy*, of Company "C," 2d U. S. Cavalry, did enter the company quarters drunk, and did when ordered by Sergeant *Charles Feltham*, of Company "C," 2d U. S. Cavalry, to go to bed and be quiet, did disobey said order.

All this at Fort McPherson, Neb., on or about the 10th day of August, 1868.

Specification 2—In this: That Private *Timothy McCarthy*, Company "C," 2d U. S. Cavalry, did treat Private *John Dugan*, Company "C," 2d U. S. Cavalry, in an abusive manner, also that he did beat said *Dugan* over the head with a bottle.

All this at or near Fort McPherson, Neb., on or about the 10th day of August, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *Timothy McCarthy*, Company "C," 2d U. S. Cavalry, "to for-

feit twelve dollars (\$12) per month of his monthly pay for six (6) months, and to be confined at hard labor, in charge of the guard, for the same period."

26th. Private *Daniel Farley*, Company "K," 27th Infantry.

CHARGE—"Absent without leave."

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Daniel Farley*, Company "K," 27th U. S. Infantry, "to forfeit ten dollars (\$10) per month of his monthly pay for five (5) months."

27th. Private *Abraham Horn*, Company "D," 18th Infantry.

CHARGE 1—"Theft, to the prejudice of good order and military discipline."

Specification 1—In: That Private *Abraham Horn*, Company "D," 18th U. S. Infantry, did steal or feloniously take one (1) coat of the value of ten dollars (\$10), or thereabouts, the property of *Daniel M. Harney*, a citizen.

This at or near North Platte Station, Neb., on or about the 29th day of September, 1868.

Specification 2—In: That Private *Abraham Horn*, Company "D," 18th U. S. Infantry, did steal or feloniously take one (1) infantry overcoat of the value of eight dollars (\$8), or thereabouts, the property of *Frank J. Lambert*, Company "D," 18th Infantry.

This at or near North Platte Station, Neb., on or about the 29th day of September, 1868.

CHARGE 2—"Selling stolen goods to the prejudice of good order and military discipline."

Specification 1—In: That Private *Abraham Horn*, Company "D," 18th Infantry, did without authority sell one (1) coat, the property of *Daniel M. Harney*, a citizen, knowing it to have been stolen.

This at or near North Platte Station, on or about the 29th day of September, 1868.

Specification 2—In: That Private *Abraham Horn*, Company "D," 18th Infantry, did without authority sell or otherwise dispose of, one (1) over coat, the property of *Frank J. Lambert*, Company "D," 18th U. S. Infantry, knowing it to have been stolen.

This at or near North Platte Station, Neb., on or about the 29th day of September, 1868.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the 2d specification, 2d charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty."

To the 2d charge—"Guilty."

To the 2d specification, 1st charge—"Not Guilty."

To the 1st specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 2d specification, 2d charge—"Not Guilty."

Of the 1st specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the 2d specification, 1st charge—"Not Guilty."

Of the 1st specification, 1st charge—"Guilty."

Of the 1st charge—"Guilty,"

and does therefore sentence him, Private *Abraham Horn*, Company "D," 18th U. S. Infantry, "to forfeit all pay and allowances that are now or that may become due him, and to be confined in such state penitentiary as the Brevet Major General Commanding the Department may direct for the period of one (1) year."

28th. Private *Thomas Manning*, Company "C," 27th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In: That Private *Thomas Manning* Company "C," 27th U. S. Infantry, did offer violence to Corporal *John M. Collins*, of Company "C," 27th U. S. Infantry, while he, Corporal *John M. Collins*, was in the discharge of his duty.

This at Fort Philip Kearny, D. T., on or about the 5th day of February, 1868.

Specification 2—In: That the said Private *Thomas Manning*, of Company "C," 27th U. S. Infantry, did with his fist, strike Corporal *John M. Collins* while he was in the discharge of his duty.

This at Fort Philip Kearny, D. T., on or about the 5th day of February, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, confirms the plea of the accused, and finds him "Not Guilty," and does therefore acquit him, Private *Thomas Manning*, Company "C," 27th Infantry.

III...Before a General Court Martial, which convened at Fort Bridger, U. T., pursuant to Paragraph 2, Special Orders No. 154, current series, from these Headquarters, and of which Brevet Colonel *H. A. Morrow*, Lieutenant Colonel 36th Infantry, is President, were arraigned and tried:

29th. Sergeant *William Dunbar*, Company "B," 36th Infantry.

CHARGE 1—"Robbery, to the prejudice of good order and military discipline."

Specification—In: That Sergeant *William Dunbar*, Company "B," 36th Infantry, a soldier in the service of the United States, did forcibly and by threats of violence, compel one Private *Peter Matler*, Company "A," 36th U. S. Infantry, to submit to be robbed by one Private *John Henry*, Company "B," 36th Infantry, of the sum fifty-five dollars (\$55), or thereabouts.

This at Green River City, on or about August 19th, 1868.

CHARGE 2—"Aiding and abetting a robbery, to the prejudice of good order and military discipline."

Specification—In: That Sergeant *William Dunbar*, Company "B," 36th Infantry, a soldier in the service of the United States, did aid and abet one Private *John Henry*, Company "B," 36th Infantry, to rob one Private *Peter Mattler*, Company "A," 36th Infantry, of the sum of fifty-five dollars (\$55), or thereabouts.

This at or near Green River City, on or about August 19th, 1868.

CHARGE 3—"Neglect of duty, to the prejudice of good order and military discipline."

Specification—In: That Sergeant *William Dunbar*, Company "B," 36th Infantry, a soldier in the service of the United States, being on duty in charge of a military escort to a train of wagons belonging to the United States, did, without authority and improperly, leave his escort and train and remain absent therefrom from about 12 M until brought back, under guard, at 11 P. M.

This at or near Green River City, on or about August 19th, 1868.

CHARGE 4—"Drunk on duty."

Specification—In: That Sergeant *William Dunbar*, Company "B," 36th Infantry, a soldier in the service of the United States, being on duty in charge of a military guard to a wagon train, was found drunk on said duty.

This at or near Green River City, on or about August 19th, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty."

Of the specification, 3d charge—"Not Guilty."

Of the 3d charge—"Not Guilty."

Of the specification, 4th charge—"Not Guilty."

Of the 4th charge—"Not Guilty."

and does therefore sentence him, Sergeant *William Dunbar*, "B" Company, 36th U. S. Infantry, "to be reduced to the ranks; to forfeit all pay and allowances now due or to become due; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for the period of two (2) years."

30th. Private *John Saville*, Company "A," 36th Infantry.

CHARGE 1—"Absence without leave."

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification—In this: That Private *John Saville*, Company "A," 36th Infantry, a duly enlisted soldier in the service of the United States, when asked by Lieutenant *Charles Hay*, 36th U. S. Infantry, concerning his absence from camp on or about the 5th and 6th days of September, 1868, did insolently reply to said Lieutenant *Hay*, in the presence of a number of enlisted men of Company "A," 36th U. S. Infantry, that he had been at Bryan—drunk! that he had gone away with the intention to desert, but had got too G—d d—d drunk! or words to that effect.

All this at the camp of Company "A," 36th U. S. Infantry, near Bryan, W. T., on or about the 6th day of September, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Private *John Saville*, Company "A," 36th U. S. Infantry, "to forfeit all pay now due or to become due; to be confined at hard labor for the remainder of his term of enlistment at the post where his company may be serving, and at the expiration of that time to be dishonorably discharged from the service."

31st. Private *John Henry*, Company "B," 36th Infantry.

CHARGE 1—"Robbery, to the prejudice of good order and military discipline."

Specification—In: That Private *John Henry*, Company "B," 36th Infantry, a soldier in the service of the United States, did forcibly rob *Peter Mattler*, a private soldier of Company "A," 36th Infantry, of the sum of fifty-five dollars (\$55), or thereabouts.

This at Green River City, on or about August 19th, 1868.

CHARGE 2—"Aiding and abetting in robbery, to the prejudice of good order and military discipline."

Specification—In: That Private *John Henry*, Company "B," 36th Infantry, a soldier in the service of the United States, did aid and abet one Sergeant *William Dunbar*, Company "B," 36th Infantry, to rob one Private *Peter Mattler*, Company "A," 36th Infantry, of the sum of fifty-five dollars (\$55) or thereabouts.

This at or near Green River City, on or about the 19th of August, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Not Guilty."

Of the 1st charge—"Not Guilty."

Of the specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *John Henry*, "B" Company, 36th U. S. Infantry, "to forfeit all pay and allowances now due or to become due; to be dishonorably discharged the service of the United States, and to be confined in such penitentiary as the Commanding General may direct for the period of two (2) years."

32d. Corporal *William Hudson*, Company "I," 36th Infantry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, *William Hudson*, a Corporal of Company "I," 36th U. S. Infantry, after having mounted guard as corporal of the same, and while on duty with and temporarily commanding the post guard in violation of orders which he was required to observe and enforce, did permit one *Mrs. Collins* to enter the guard-house and hold conversation with one *Collins* a prisoner, therein confined.

All this at Fort Bridger, W. T., on or about September 26th, 1868.

Specification 2—In this: That he, *William Hudson*, a Corporal of Company "I," 36th U. S. Infantry, while on duty as corporal of the guard, did neglect his duty and allow one *Mrs. Collins* to enter the post guard-house, and hold conversation with one *Collins* a prisoner therein confined. This without proper authority and in violation of regulations, orders and custom which he was required to observe and enforce in his capacity as corporal of the guard.

All this at Fort Bridger, W. T., on or about September 26th, 1868.

To which charge, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused "Guilty," as charged, and does therefore sentence him, Corporal *William Hudson*, Company "I," 36th U. S. Infantry, "to be reduced to the ranks and reprimanded in General Orders."

33d. Private *Patrick Flannigan*, Company "F," 36th Infantry.

CHARGE 1—"Violation of the 9th Article of War."

Specification—In this: That Private *Patrick Flannigan*, "F" Company, 36th Infantry, a soldier in the service of the United States, did on or about the evening of the 25th of September, 1868, in the brewery building at Fort Bridger, W. T., strike with his fist and did kick Lieutenant *Lewis M. Hughes*, 36th U. S. Infantry, while the said Lieutenant *Hughes* was in the exercise of his duty in endeavoring to quell a riot.

This at Fort Bridger, W. T.

CHARGE 2—"Conduct prejudicial to good order and military discipline."

Specification 1—In this: That Private *Patrick Flannigan*, "F" Company, 36th Infantry, a soldier in the service of the United States, did on the morning of September 25th, 1868, against the remonstrance of the bar keeper, go behind the bar of the post trader at Fort Bridger, W. T., and take a drink of liquor, and did again on the afternoon of the same day and under the same circumstances, repeat the offence.

This at Fort Bridger, W. T.

Specification 2—In this: That Private *Patrick Flannigan*, "F" Company, 36th Infantry, a soldier in the service of the United States, did about 8 o'clock P. M., on the 25th of September, 1868, enter a room at the brewery at Fort Bridger, W. T., and did then and there, in a disgraceful manner incite and participate in a riot.

This at Fort Bridger, W. T.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," except the words "and did kick."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Not Guilty."

Of the 2d specification, 2d charge—"Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Private *Patrick Flannigan*, "F" Company, 36th U. S. Infantry, "to be dishonorably discharged the service with the loss of all pay and allowances due or to become due, and to be confined at the Dry Tortugas or such other military prison as the Commanding General may direct for the period of three (3) years."

IV...Before a General Court Martial, which convened at Fort Fred.

Steele, D. T., pursuant to Paragraph 1, Special Orders No. 125, current series, from these Headquarters, and of which Brevet Major *A. J. Dallas*, Captain 30th Infantry, is President, were arraigned and tried:

34th. Private *William Henry Whiteman*, Company "G," 2d Cavalry.

CHARGE—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *William Henry Whiteman*, a duly enlisted soldier of Company "G," 2d United States Cavalry, did absent himself from the post guard at Fort Fred. Steele, D. T., and proceed to Benton City, where he became drunk and disorderly.

This on or about the 4th day of July, 1868.

Specification 2—In this: That he, the said Private *William Henry Whiteman*, Company "G," 2d U. S. Cavalry, being arrested by Sergeant *Fratt*, of Company "G," 2d United States Cavalry, commanding provost guard, did resist the guard and strike at the said Sergeant *Fratt*, with an axe, Sergeant *Fratt* being at the time in the execution of his duty.

This at or near Fort Fred. Steele, Dakota Territory, on or about the 4th day of July, 1868.

To which charge, and the specifications thereto, the accused pleaded as follows:

To the 1st specification—"Guilty."

To the 2d specification—"Not Guilty."

To the charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the 1st specification—"Guilty."

Of the 2d specification—"Guilty," except the words "did strike at the Sergeant, *Fratt*, with an axe."

Of the charge—"Guilty,"

and does therefore sentence him, Private *William Henry Whiteman*, "G" Company, 2d U. S. Cavalry, "to be confined at hard labor, with the guard, during the remainder of his term of service and enlistment, at which time he shall be dishonorably discharged the service of the United States, with loss of all pay and allowances except the just dues of the laundress of his company."

35th. Private *Charles La Tour*, Company "G," 30th Infantry.

CHARGE—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That he, the said Private *Charles La Tour*, Company "G," 30th U. S. Infantry, did while on extra duty as clerk in the Subsistence Department, steal and dispose of one (1) dozen axes, (new), the property of the United States, and for which Lieutenant *Thomas D. Murrin*, Regimental Quartermaster 30th Infantry, and A. A. Q. M., was responsible.

This at Fort D. A. Russell, D. T., on or about the 15th day of February, 1868.

To which charge, and the specification thereto, the accused pleaded "Guilty."

FINDING AND SENTENCE.

The Court, after mature consideration, confirms the plea of the accused, and finds him "Guilty," as charged, and does therefore sentence him, Private *Charles La Tour*, "G" Company, 30th Infantry, "to forfeit to the United States two (2) months pay, and to be confined at hard labor, in the post guard-house for the period of six (6) months, at the expiration of which time to be discharged the service of the United States."

36th. Private *Michael Gill*, Company "G," 30th Infantry.

CHARGE 1—"Assault with intent to kill."

Specification—In this: That he, Private *Michael Gill*, Company "G," 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, did, on or about the night of August 11th, 1868, as-

sault several members of the company, threatening to shoot Lance Corporal *William Howell*, and did present his gun at said *Howell* and others,*said gun when taken from him by the sergeant of the guard was found to be loaded.

This at camp Company "G," 30th Infantry, on North Platte River, D. T., on or about the date above mentioned.

CHARGE 2—"Conduct to the prejudice of good order and military discipline."

Specification 1—In this: That he, Private *Michael Gill*, Company "G," 30th U. S. Infantry, a soldier duly enlisted in the service of the United States, did, on or about the tattoo of the night of August 11th, 1868, become so drunk and disorderly in the camp of Company "G," 30th Infantry, said drunkenness being caused by the use of liquor stolen from the sutler, by Private *Gill* or parties unknown, that the company commander was obliged to go out and quell the disturbance.

This at camp Company "G," 30th Infantry, on North Platte River, D. T., on or about the date above mentioned.

Specification 2—In this: That he, Private *Michael Gill*, Company "G," 30th Infantry, a soldier duly enlisted in the service of the United States, did, on or about the morning of the 12th August, 1868, while a prisoner, in the presence of several members of the guard, say to one of them, "I will shoot you yet, I told you a year ago I would do it."

All this at camp Company "G," 30th Infantry, on North Platte River, D. T., on or about the date above mentioned.

To which charges, and the specifications thereto, the accused pleaded as follows:

To the specification, 1st charge—"Not Guilty."

To the 1st charge—"Not Guilty."

To the 1st specification, 2d charge—"Guilty," except the words "did steal."

To the 2d specification, 2d charge—"Not Guilty."

To the 2d charge—"Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows :

Of the specification, 1st charge—"Guilty," except the words "assault several members of the company;" and "others."

Of the 1st charge—"Guilty."

Of the 1st specification, 2d charge—"Guilty," except the words "stolen from the sutler by Private *Gill* or parties unknown."

Of the 2d specification, 2d charge—"Not Guilty."

Of the 2d charge—"Guilty,"

and does therefore sentence him, the said Private *Michael Gill*, Company "G," 30th U. S. Infantry, "to forfeit all pay and allowances that now are or may become due him, except the just dues of the laundress; to be dishonorably discharged the service of the United States, and confined at such penitentiary as the Department Commander may designate for the period of five (5) years."

V...The proceedings and findings, in the cases of Privates *Peter Mason* and *Henry M. Tingley*, Company "A;" *Joseph Hallam*, Company "D;" *Thomas Nathan*, Company "E;" Wagoner *Edward McCue* and Privates *Eben Osborn*, Company "F;" and *Daniel Farley*, Company "K," 27th Infantry; Wagoner *Peter Haslette* and Privates *Horace T. Smith*, *John Baldwin*, *George Waters*, *John Watkins*, *William B. Byram*, *Luke J. DePay*, *James T. Hennessy*, *Charles Doyle*, *Thomas Moore* and *John Power*, Company "A;" *John E. McGowan*, Company "C," 18th Infantry; *John Sarille*, Company "A," 36th Infantry; *William McGinnis*, Company "B;" *Timothy McCarthy*, Company "C;" *William Henry Whiteman*, Company "G;" and *Patrick Sullivan*, Company "L," 2d Cavalry, are approved and confirmed. The sentences, in each case, are confirmed, and will be executed by the proper commanding officers.

The proceedings and findings, in the case of Private *Nicholas V. White*, Company "B," 27th Infantry, are approved and confirmed. So much of the sentence as prescribes confinement in a penitentiary, being an illegal punishment for a purely military offense, is disap-

proved. The remainder of the sentence is approved and confirmed, though inadequate to the offence, and will be executed by the proper commanding officer.

The proceedings, findings and sentence, in the case of Private *Thomas Ennis*, Company "C," 2d Cavalry, are approved and confirmed, but, on the recommendation of a majority of the members of the Court sitting in the trial of the case, the sentence is mitigated to a forfeiture of twelve dollars (\$12) of his pay for one (1) month, and as modified will be carried into execution.

In the case of Private *Thomas Manning*, Company "C," 27th Infantry, the Court makes the following comment on the conduct of the officer preferring the charges, who is 1st Lieutenant *E. L. McCaulay*, 27th Infantry: "The Court wish to call the attention of the Brevet Major General Commanding to the peculiarities of this case, and to the evident criminal neglect of duty on the part of the officer preferring the charges, in not investigating them before forwarding them to Department Headquarters. In this case the prisoner has been in confinement awaiting trial nearly eight (8) months, and now the government, besides losing his services during that period, has been brought to the additional expense of his trial. This, in the opinion of the Court, is no inconsiderable fault, but when they consider that in addition to this, an innocent man has been so unjustly confined, they deem it their duty to invite the special attention of the reviewing officer to the case."

The shameful negligence shown by this officer in this matter well deserves the severe condemnation which it receives from the Court, and which but for the youth and inexperience of the officer would call for further action, but considering these, the General Commanding hopes that the merited censure so given will answer the ends of discipline, and prove a caution to him and others, to show in the future a livelier sense of one of the highest duties of a commissioned officer, to see that no man entrusted to his command suffers harsh injustice and loss of standing as a soldier through the culpable negligence of his commander. The commanding officer of Fort Phil. Kearny and other posts where Private *Manning* has been stationed

during his confinement, should have been included in the censure of the Court. A proper attention to duty and investigation of the guard-house would have shown the injustice being done to this soldier when he was first confined. The duty of a post commander is not properly discharged in simply forwarding charges made against enlisted men, without an examination of the merits of the cases; and, in this case, it would seem certain that no investigation was had previous to forwarding the charges.

The proceedings, findings and sentence, in the case of Corporal *William Hudson*, Company "I," 36th Infantry, are approved and confirmed. So much of the sentence as prescribes "to be reprimanded in General Orders" is disapproved, being an improper sentence in case of an enlisted man.

The proceedings and findings in the case of Sergeant *William Dunbar*, Company "B," 36th Infantry, are approved. The sentence is confirmed and the penitentiary at Madison, Iowa, designated as the place of confinement for the prisoner, to which point he will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoner.

In this case the Court recommend the prisoner to the clemency of the Commanding General, because of previous soldierly conduct. The accused is found "Guilty," of aiding and abetting a robbery, an act for which no previous soldierly conduct should serve as a plea for clemency. The record sets out that the Court were unable to make a finding on the first charge and specification, because of a tie vote of the Court. The finding of the Court in this case is "Not Guilty," and should have been so recorded. The Court, in the first part of its final action in a case, is a jury to find according to the evidence. Unlike the jury of a civil Court, a unanimous vote is not required to determine the finding, but the vote of the majority of the Court is the finding. The Court is then a deliberative body, and in whatever manner worded, the question for them to determine is, "is the prisoner guilty as specified?" In order therefore to a finding of "Guilty," there must be an *affirmative* vote of the Court. A tie vote on any question is a *negative* vote, that is, the question is *not* decided affir-

matively, and on this question therefore a tie vote makes the finding of the Court "Not Guilty."

The proceedings, findings and sentence, in the case of Private *Patrick Flannigan*, Company "F," 36th Infantry, are approved. On the recommendation to clemency by part of the Court, the sentence is mitigated to confinement at hard labor, in charge of the guard, at the post where his company may be serving for six (6) calendar months, and to forfeiture of all pay and allowances due or to become due, except the necessary fatigue clothing and two dollars (\$2) per month of his pay for the same period, and at the end of that time to be dishonorably discharged the service.

The proceedings and findings in the cases of Privates *John Henry*, Company "B," 36th Infantry, *Thomas H. Forsyth*, Company "D," 2d Cavalry, and *Abraham Horn*, Company "D," 18th Infantry, are approved. The sentences, in each case, are confirmed, and the penitentiary at Madison, Iowa, designated as the place of confinement for the prisoners, to which point they will be conducted under suitable guard. A copy of this order will be turned over to the warden of the penitentiary with the prisoners. Preliminary to the execution of the sentence in the case of Private *Horn*, he will be dishonorably discharged the service.

In the case of Private *Michael Gill*, Company "G," 30th Infantry, the proceedings and findings, under the first charge and the specification thereto, are disapproved. Assault with intent to kill, is now only triable before a Military Court, where the charge is distinctly laid under the 99th Article of War, which is not done in this case. The Court had no lawful jurisdiction in the case as brought before it by the charge and specification noted, and should have thrown them out. The sentence in the case of Private *Michael Gill*, 30th Infantry, is disapproved, except so much of it as prescribes forfeiture of all pay and allowances now due or to become due, which is approved and confirmed, but mitigated to forfeiture of twelve dollars (\$12) of his pay per month for three (3) months, and, as modified, will be duly executed.

The proceedings, findings and acquittal, in the case of Private

Charles Smith, Company "A," 27th Infantry, are approved and confirmed. Private *Smith* will be released from confinement and returned to duty with his company.

The proceedings and findings, in the case of Private *Charles La Tour*, Company "G," 30th Infantry, are approved. So much of the sentence as prescribes "to be discharged the service," is disapproved. Such a discharge must, from the language of the sentence, be an honorable one, which is not a punishment, and not within the authority of a Court Martial to grant. The sentence is mitigated to confinement at hard labor, under charge of the guard at the post where his company may be serving, for the period of six (6) calendar months, and forfeiture of twelve dollars (\$12) of his pay per month for two (2) months, and, as modified, will be carried into execution by the proper commanding officer.

VI...The General Court Martial, convened at Fort D. A. Russell, W. T., pursuant to Paragraph 6, Special Orders No. 170, current series, from these Headquarters, and of which Captain *Thomas B. Devees*, 2d Cavalry, is President, is hereby dissolved.

VII...The General Court Martial, convened at Fort McPherson, Neb., pursuant to Paragraph 7, Special Orders No. 170, current series, from these Headquarters, and of which Brevet Major *R. L. Morris*, Captain 18th Infantry, is President, is hereby dissolved.

VIII...The General Court Martial, convened at Fort McPherson, Neb., pursuant to Paragraph 1, Special Orders No. 138, current series, from these Headquarters, and of which Brevet Lieutenant Colonel *J. K. Mizner*, Captain 2d Cavalry, is President, is hereby dissolved.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

MEMORANDUM.

ERRATUM.

The case of Private *Patrick L. Sullivan*, Company "L," 2d Cavalry, should be stated as tried before a General Court Martial, of which Brevet Lieutenant Colonel *J. K. Mizner*, is President, convened at Fort McPherson, Neb., by Special Orders No. 138, current series, from these Headquarters.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, November 19th, 1868.

GENERAL ORDERS, }
No. 39. }

The President of the United States having recommended that "Thursday, the 26th day of November next, be set apart and observed by all the people of the United States as a day for public praise, thanksgiving and prayer to the Almighty Creator and Divine Ruler of the Universe, by whose ever watchful, merciful and gracious Providence alone, states and nations, no less than families and individual men, do live, move and have their being," it is directed that on that day at Military Posts within this Department, all military duty and labor, except such as is absolutely necessary, be suspended, and that every opportunity be offered all connected with the military service to observe the day as recommended by the President.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, November 24th, 1868.

GENERAL ORDERS, }
No. 40. }

I...The Lieutenant General Commanding the Division having disapproved of the name "Sherman Barracks," given to the new barracks near this city, they will, subject to the approval of the Secretary of War, be officially known hereafter as "Omaha Barracks."

II...Commanding officers of posts will hereafter forward to these Headquarters on the first day of each month, a nominal list of all prisoners in arrest or confinement awaiting trial, within their commands, with date of confinement, nature of charges and date upon which forwarded, and whether cases for General or inferior Courts.

III...For the safe keeping, under lock and key, of stores for sale to officers, etc., an issuing room, not to exceed in dimensions 12x16 feet, will be constructed within the subsistence store house at each military post within this Department, by partition or otherwise, and fitted up with such bins, counters, shelves, etc., as may be necessary.

IV...Requisitions for subsistence supplies will hereafter be transmitted to the Chief Commissary of the Department, on the 1st of March and 1st of August, for the following periods, respectively, viz:

1. Commencing on the 1st day of March and ending on the 31st day of December.
2. Commencing on the 1st day of August and ending on the 30th day of June.

In this connection, the requirements of Circular No. 10. Office

Commissary General of Subsistence, July 23, 1867, will be strictly observed.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

G. C. M.

1. Corporal *George Bolser*, Company "G," 2d Cavalry.
 2. Private *Hugh Graham*, Company "G," 2d Cavalry.
Private *William Dean*, Company "G," 2d Cavalry.
Private *Henry Doyle*, Company "G," 2d Cavalry.
Private *Charles Smith*, Company "G," 2d Cavalry.
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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, November 25th, 1868.

GENERAL ORDERS, }
No. 41. }

I...Before a General Court Martial, which convened at Fort Fred. Steele, D. T., pursuant to Paragraph 1, Special Orders No. 125, current series, from these Headquarters, and of which Brevet Major *A. J. Dallas*, Captain 30th Infantry, is President, were arraigned and tried:

1st. Corporal *George Bolser*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That Corporal *George Bolser*, of Company "G," 2d U. S. Cavalry, did steal and take away with him when deserting, two (2) horses, one (1) improved Spencer carbine, one (1) Colt's revolver, and horse equipments and accoutrements, the property of the United States, also a quantity of private baggage belonging to Major *R. I. Dodge*, Brevet Colonel U. S. A.

This at Grand Encampment Creek, D. T., on the 9th day of July, 1868.

To which charges, and the specifications thereto, the accused pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," with the exception of the words "thirty dollars (\$30) being paid for his apprehension."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," with the exception of the words "two" before the word "horses," substituting therefore the word "one."

Of the 2d charge—"Guilty,"

and does therefore sentence him, Corporal *George Bolser*, Company "G," 2d Regiment of Cavalry, "to be dishonorably discharged the service of the United States, forfeiting all pay and allowances now or that may become due, except the just dues of the laundress, and to be confined at such penitentiary as the Department Commander may designate for the period of three (3) years."

2d. Private *Hugh Graham*, Company "G," 2d Cavalry.

Private *William Dean*, Company "G," 2d Cavalry.

Private *Henry Doyle*, Company "G," 2d Cavalry.

Private *Charles Smith*, Company "G," 2d Cavalry.

CHARGE 1—"Desertion."

CHARGE 2—"Theft, to the prejudice of good order and military discipline."

Specification—In this: That Privates *Hugh Graham*, *William Dean*, *Henry Doyle* and *Charles Smith*, all of Company "G," 2d U. S. Cavalry, duly enlisted soldiers of the U. S. Army, did steal and take away with them, when so as above deserting, five (5) horses, four (4) mules, five (5) improved Spencer carbines, five (5) Colt's revolvers, together with equipments and accoutrements complete for each and all the above-named animals, the property of the United States.

To which charges, and the specifications thereto, the accused severally, and collectively, pleaded "Not Guilty."

FINDING AND SENTENCE.

The Court, after maturely considering the evidence adduced, finds the accused as follows:

Of the specification, 1st charge—"Guilty," except the words "thirty dollars (\$30) paid for apprehension."

Of the 1st charge—"Guilty."

Of the specification, 2d charge—"Guilty," except the words "five (5) horses, and four (4) mules," substituting "six (6) horses and three (3) mules."

Of the 2d charge—"Guilty,"

and does therefore sentence them, *Hugh Graham*, Company "G," 2d Cavalry, U. S. A; *Henry Doyle*, Company "G," 2d Cavalry, U. S. A; *Charles Smith*, Company "G," 2d Cavalry, U. S. A; *William Dean*, Company "G," 2d Cavalry, U. S. A; "to be each dishonorably discharged the service of the United States Army, forfeiting all pay and allowances now due or that may become due, except the just dues of the laundress, and to be confined in such penitentiary for two (2) years as may be designated by the Department Commander."

II...The proceedings, in the foregoing cases of Corporal *George Bolser*, Privates *Hugh Graham*, *William Dean*, *Henry Doyle* and *Charles Smith*, Company "G," 2d Cavalry, are approved and confirmed. The findings and sentences, in each case, are disapproved.

The evidence does not appear to establish, beyond a reasonable doubt, that these men intended to steal the property in their charge and desert. The orders given to the Corporal, which it seems the men could not have heard, were loosely given, called to him across a rapid stream, and might have been misapprehended—as he says they were. It further appears from the evidence, that the party only went about sixteen (16) miles between early in the morning and late in the afternoon; that when overtaken and arrested the same day they left, the appearance of their camp and their conduct was not such as to indicate that they were deserting. In view of all the circumstances shown in evidence, there is so much doubt as to their guilt as to make a disapproval of the finding necessary.

Corporal *Bolser*, Privates *Graham*, *Dean*, *Doyle* and *Smith*, Company "G," 2d Cavalry, will be released from confinement and returned to duty with their company.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 3d, 1868.

GENERAL ORDERS, }
No. 42. }

I...The reasons which led to the organization of the Rocky Mountain District no longer existing, it will be discontinued after this date. The records will be carefully arranged and sent to Department Headquarters.

Until further orders, the Headquarters of the 36th Infantry are established at Fort Sanders.

II...The immediate protection of railroad, telegraph, and other public interests in their vicinity, is devolved upon post commanders, as follows:

The commanding officer of Fort McPherson—from Plum Creek Station to Alkali Station—inclusive.

Commanding officer Fort Sedgwick—from Roscoe Station west to Bushnell Station—both inclusive.

Commanding officer Fort D. A. Russell—from Pine Bluff Station to Sherman Station—including both.

Commanding officer Fort Sanders—from Red Butte Station to Medicine Bow Station—including both.

Commanding officer Fort Fred. Steele—from Carbon Station to Point of Rocks Station—including both.

Commanding officer Fort Bridger—from Salt Wells to mouth of Echo Canon.

Commanding officer Camp Douglas—all the Department west of mouth of Echo Canon.

The commanding officers of Forts Laramie, Fetterman and Kearny will exercise like supervision over public interests within their reach. The above described limits of commands are to be observed ordinarily, but will not be regarded by any officer when he has an opportunity either to prevent a mischief or to punish marauding bands. Each commanding officer will promptly communicate to the others

all information in his possession affecting, or likely to affect, their commands.

III...Commanding officers, when notified by agents or other reliable persons, of actual or threatened interruption to the railroad, telegraph or other public interest, by indians or other evil-disposed persons, within the limits of their command, or any other if they can immediately reach it by means within their control, will at once notify Department and other proper commander, and take prompt measures himself to prevent disaster and to punish the guilty parties if possible. The rule being that every scene of actual or threatened danger is "in the command" of every commanding officer whose troops can possibly be gotten there in time to be of service.

IV...To correct abuses heretofore existing at some posts, in the issuing of forage to public animals, the following precautions will be observed:

All requisitions for forage for public animals will be carefully examined and approved by the commanding officer of the post. Quartermasters and commanding officers of each battery or troop will be held responsible for the security, proper issue, and economical use of forage issued for the public animals under their charge. To this end, all issues of forage will be superintended by a commissioned officer of the troop or battery, and all forage will be kept under lock, the key to be in the custody of the officer superintending the issues.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 5th, 1868.

GENERAL ORDERS, }
No. 43. }

Depot and Post Quartermasters in this command will carefully prepare and forward prior to January 20th, 1869, estimates for the Quartermasters Stores and Clothing, Camp and Garrison Equipage that will probably be needed at their respective stations during the year ending June 30th, 1870.

These estimates should show the strength of the garrison, the quantity of each article required for the year, the quantity on hand at the date of making the estimate, the probable quantity on hand July 1st, 1869, and the quantity to be furnished. They will be made in quadruplicate—and forwarded to the Chief Quartermaster of the Department—one copy of which will be immediately returned with a detailed memorandum of the action taken at these Headquarters.

The classification indicated in the accompanying list of stores will be observed in making the estimates; all articles not therein enumerated being interplaced as appropriately as possible.

It is especially desired that the kind, size, quality, etc., of the articles required, shall be stated in detail, so that needed property only shall be forwarded; and that full information and recommendation be given regarding the method of procuring the supplies, as required by General Orders No. 5, Quartermaster General's Office, current series.

BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES.

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, December 11th, 1868.

GENERAL ORDERS,)
No. 44.)

Second Lieutenant *Isaac W. Macloy*, Ordnance Department, having reported to the Commanding General in obedience to Paragraph 1, Special Orders No. 251, current series, from Headquarters of the Army, is announced as Chief Ordnance Officer of the Department.

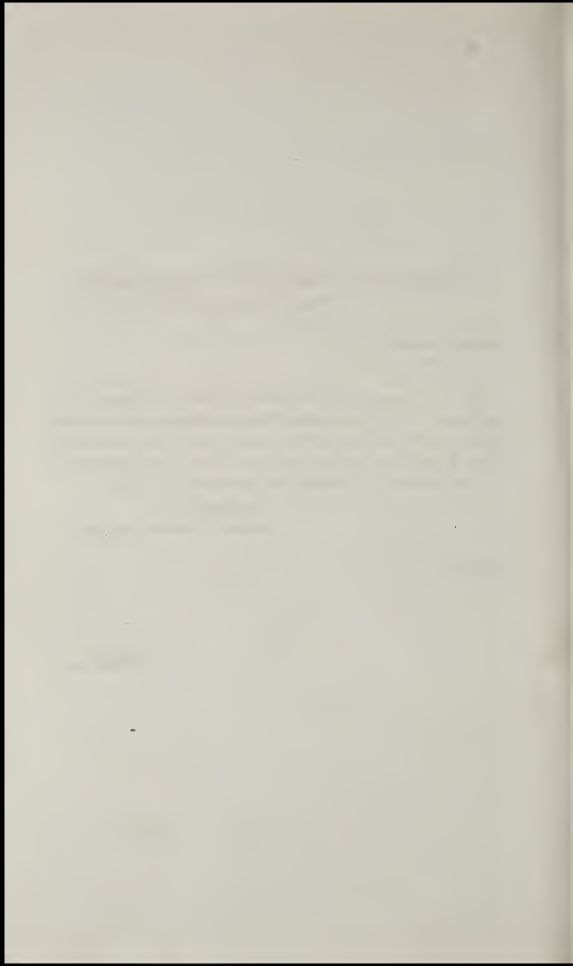
BY COMMAND OF BREVET MAJOR GENERAL AUGUR:

GEO. D. RUGGLES,

Assistant Adjutant General.

OFFICIAL:

Aide-de-Camp.



General Orders No. 44, of 1868, from Headquarters Department of the Platte, is the last of the series.



HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, March 11, 1868.

CIRCULAR.

The attention of commanding officers of posts, in this Department, is directed to Paragraph 7, General Orders No. 7, War Department, series of 1866. All the monthly lists of deserters required therein, now due, will be forwarded forthwith to the Adjutant General of the Army, and hereafter such lists will be forwarded promptly to the same office at the end of each month, as they may become due.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

Bvt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Aide-de-Camp.

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, April 1st, 1868.

CIRCULAR.

Commanding officers of stations, detached camps, and of companies on detachment duty, within this Department, are hereby directed to cause, whenever practicable, the interment of deceased soldiers of their commands, in the cemeteries of adjacent posts.

Interments of deceased soldiers from North Platte should be made at Fort McPherson; from Sidney Station at Fort Sedgwick.

All commanding officers will cause to be kept a careful record of interments.

BY ORDER OF BREVET MAJOR GENERAL AUGUR.

H. G. LITCHFIELD,

B'vt. Lieut. Colonel,

Act'g Assistant Adjutant General.

OFFICIAL.

Aide-de-Camp.

THE FIRST PART OF THE HISTORY OF THE
 REIGN OF HENRY THE SEVENTH

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THE FOURTH PART OF THE HISTORY OF THE
 REIGN OF HENRY THE SEVENTH

HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha, Nebraska, May 2d, 1868.

CIRCULAR:

Commanding Officers of Posts, in this Military Department, will hereafter forward, until further orders, the report of trains, &c., required in Circular Letter from these Headquarters, of date March 14, 1867, at the end of each week.

BY ORDER OF BREVET MAJOR GENERAL AUGER.

H. G. LITCHFIELD,

*B'vt. Lieut. Colonel,
Act'g Assistant Adjutant General.*

OFFICIAL

Aide-de-Camp.

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HEADQUARTERS DEPARTMENT OF THE PLATTE,
Omaha Nebraska, August 29th 1868.

CIRCULAR TO COMMANDING OFFICERS:

The General Commanding the Department desires to call your attention to the fact, that by existing treaties with indian tribes in this Department, the latter have permission to roam and hunt over all lands ceded by them, and that such parties are not to be interfered with so long as they conduct themselves peaceably. The General desires that the troops shall be particularly careful not to interfere with the rights of the indians, nor in any way to give them just cause for complaint, nor the slightest justification for re-opening hostilities. Unless parties of indians commit depredations they are not to be interfered with, and should they desire to visit any post they are to be treated kindly and hospitably. Our duty to the indians requires this, apart from the consideration that any injustice done them will be retaliated upon unoffending settlers. While scrupulously respecting their rights, the greatest vigilance must be observed by commanders of posts and detachments to guard against deceit and treachery on the part of the indians. In the present state of indian affairs, all parties of indians will be regarded with the greatest suspicion, and precautions taken accordingly; but they will not be treated as hostile without some overt act on their part. No parties of troops will be sent into the country occupied by indians without authority from these Headquarters, nor parties of indians pursued, unless they have committed depredations. You are directed to have the views herein expressed thoroughly impressed upon all officers and soldiers of your command.

BY COMMAND OF BREVET MAJOR GENERAL AUGER:

Assistant Adjutant General.

HEADQUARTERS DEPARTMENT OF THE PLATTE,

Omaha, Nebraska, October 1st, 1868.

CIRCULAR TO COMMANDING OFFICERS:

Since the issue of Circular of August 29th, 1868, concerning the right of indians to hunt over ceded lands, their conduct has evinced such general hostility, that in the opinion of the proper authority, their further stay between the North Platte and the Smoky Hill rivers is inadmissable.

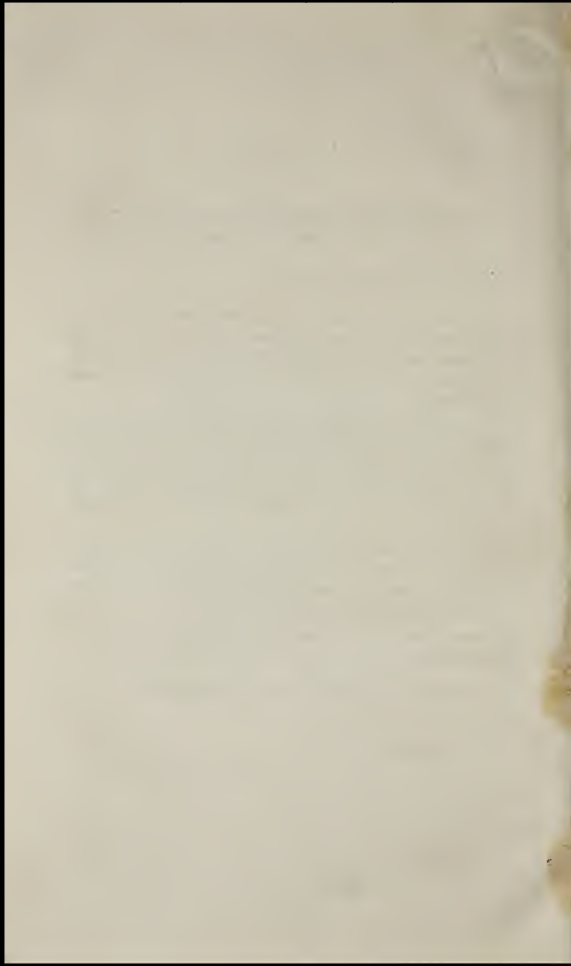
The friendly indians have withdrawn from that country, and you are instructed that hereafter, until further orders, all indians found there are to be regarded as hostile, and treated accordingly. Commanding Officers of Forts Laramie and Fetterman should notify, when practicable, the indians to the north of them, of this determination.

There will be excepted from the operation of this circular, the few friendly Arapahoes with Friday, on the Cache La Poudre, and such small parties of friendly bands from the reservation as may come in for a particular purpose to North Platte.

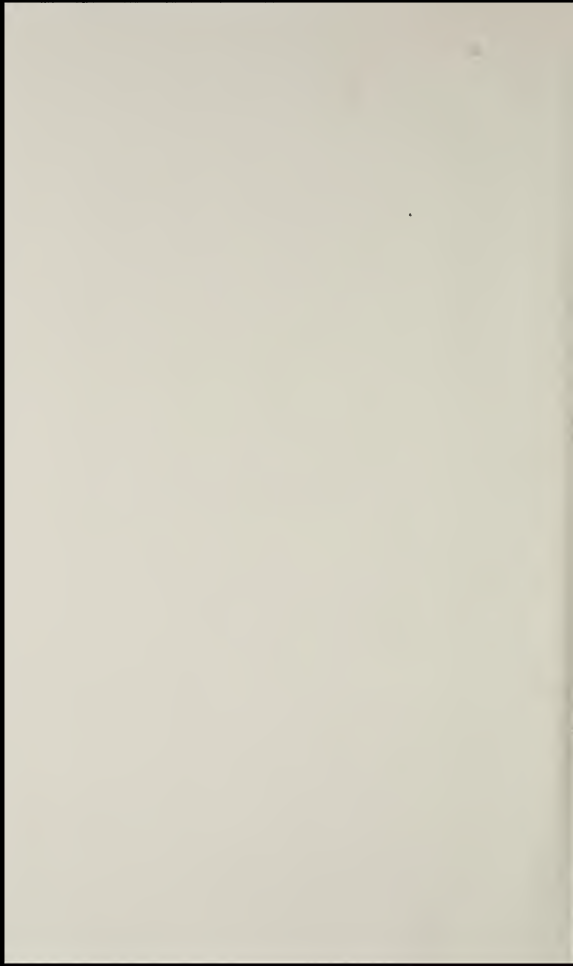
Commanding Officers will have their commands instructed in the foregoing orders.

BY COMMAND OF BREVET MAJOR GENERAL AUGER:

Assistant Adjutant General.











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